CALIFORNIA
Water Boards

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JARED BLUMENFELD
SECRETARY FOR
ENVIRONMENTAL PROTECTION

State Water Resources Control Board

February 5, 2019

(Via email and Certified Mail)
CERTIFIED MAIL
NO. 7018 0680 0000 1017 6564

Mr. Carl Wulf
Facilities/Capital Projects Manager
Monterey-Salinas Transit
19 Upper Ragsdale, Suite 200
Monterey, California 93940
cwulf@mst.org

SUBJECT: NOTICE OF VIOLATION; UNDERGROUND STORAGE TANK SYSTEMS LOCATED AT MONTEREY-SALINAS TRANSIT, 443 VICTOR WAY, SALINAS

Dear Mr. Wulf:

As part of an initiative by the State Water Resources Control Board (State Water Board) to ensure compliance at government-owned and/or operated underground storage tank (UST) facilities in California, the State Water Board staff inspected the USTs at your facility on January 16, 2019, pursuant to authority under Health and Safety Code (H&SC), chapter 6.7, section 25289.

The State Water Board has identified the following violations pursuant to H&SC, chapter 6.7, and California Code of Regulations (CCR), title 23, chapter 16:

No.	Violation	Tank	Start Date	Stop Date	Regulation
1	**Failure to Maintain Operating Permit Onsite –** A copy of the current operating permit was not available at the time of inspection.	All	January 16, 2019	Ongoing	H&SC 25284(a); 23 CCR 2712(i)
2	**Failure to Provide Valid BOE Number –** The BOE number listed in CERS is invalid.	All	January 16, 2019	Ongoing	H&SC 25286(c)(9)
3	**Failure to Maintain Plot Plan/Site Map –** The map onsite at the time of inspection does not indicate the location of the product piping and auxiliary equipment.	All	January 16, 2019	Ongoing	23 CCR 2711(a)(8)
4	**Failure to Maintain Financial Responsibility –** A current copy of the Certificate of Financial Responsibility and evidence of financial responsibility was not present at the time of inspection.	All	January 16, 2019	Ongoing	H&SC 25292.2; 23 CCR 2711(a)(11)

No.	Violation	Tank	Start Date	Stop Date	Regulation
5	**Failure to Perform Overfill Prevention Equipment Inspection** – The overfill prevention equipment inspection demonstrating overfill equipment will activate at the required level was due on October 13, 2018.	All	October 14, 2018	Ongoing	23 CCR 2637.2(a)(1)
6	**Failure to Maintain UST Records** – The 2016 annual monitoring system certification and spill containment testing report were not available at the time of inspection.	All	January 16, 2019	January 18, 2019	H&SC 25293; 23 CCR 2712(b)
7	**Failure to Maintain Tank Information** – On the tank information form in CERS, the tank description lists the tank manufacturer as "unknown." Under piping construction, the unleaded tank lists "safe suction"; however, a pressure system was observed. The new oil tank lists gravity; however, conventional suction was observed. In addition, under corrosion protection, all tanks list "no" for isolation; however, all tanks should list "yes." Lastly, under fill piping construction, the diesel and unleaded tanks list "yes" for containment sumps; however, they should list "no."	All	January 16, 2019	Ongoing	H&SC 25286(a); 23 CCR 2711(a)
8	**Failure to Maintain Monitoring Plan** – The monitoring plan in CERS, under pipe monitoring, the manufacturer and model number of the mechanical line leak detectors (MLLD) are not listed for the motor vehicle fuel tanks. Also, under record keeping, equipment maintenance and calibration records lists "no"; however, it should list "yes." Lastly, for the new and waste oil tanks, under dispenser containment (UDC) monitoring is described; however, these tanks do not utilize UDCs.	All	January 16, 2019	Ongoing	H&SC 25286(a); 23 CCR 2632(d)(1), 2711(a)(9)
9	**Failure to Perform Designated Operator (DO) Inspections** – The DO inspection recorded on December 19, 2018, was not performed within 30 days of the previous DO inspection recorded on November 2, 2018.	All	December 3, 2018	December 19, 2018	23 CCR 2716(a)

No.	Violation	Tank	Start Date	Stop Date	Regulation
10	**Failure to meet Monthly DO Inspections Requirements –** The DO monthly reports dated October 19, November 2, December 19, 2018, and January 7, 2019, were not recorded on the new "Designated Underground Storage Tank Operator Visual Inspection Report."	All	October 1, 2018	Ongoing	23 CCR 2716(c)
11	**Failure to Monitor Product Piping –** The sensors located in the three UDCs were not in a vertical position, preventing the sensors from detecting a leak at the earliest opportunity. Corrected at the time of inspection.	UNL & DSL	January 16, 2019	January 16, 2019	23 CCR 2630(d)
12	**Failure to Monitor Product Piping –** The sensors located inside the turbine and piping sumps were not located at the lowest point in the sump and not able to detect a leak at the earliest opportunity.	All	January 16, 2019	ongoing	23 CCR 2630(d)
13	**Failure to Tag Monitoring Equipment –** A current monitor certification tag was not affixed to the MLLDs for the unleaded and diesel tanks.	UNL & DSL	January 16, 2019	Ongoing	23 CCR 2638(f)

You are directed to correct the ongoing violations and submit compliance documentation to the State Water Board and Monterey County Health Department within sixty (60) days from the date of this letter. Have your Designated Operator make specific notations in the next monthly designated operator report indicating the ongoing violations have been corrected. The monthly designated operator report and any associated photos must be submitted as proof of compliance.

Please send all compliance documentation to the following:

State Water Board
Mr. Douglas McDevitt
UST Enforcement Unit
Office of Enforcement
State Water Resources Control Board
801 K Street, Suite 2300
Sacramento, California 95814
douglas.mcdevitt@waterboards.ca.gov

Local CUPA
Ms. Maria Ferdin, Supervisor
Solid Waste Services
Monterey County Health Department
1270 Natividad Road
Salinas, California 93906
ferdinme@co.monterey.ca.us

Pursuant to Health and Safety Code, chapter 6.7, section 25299, the owner and operator of the tank(s) are liable for a penalty of $500 to $5,000 per tank, per day of violation. These penalties will continue to accrue until the violations have been corrected.

If you have any questions, please contact me at (916) 341-5891, or by email at matthew.buffleben@waterboards.ca.gov.

Sincerely,

Dr. Matthew Buffleben
Supervising Water Resource Control Engineer
Acting Supervisor, UST Enforcement Unit
Office of Enforcement

cc: *(via email only)*

Ms. Maria Ferdin, Supervisor
Solid Waste Services
Monterey County Health Department
ferdinme@co.monterey.ca.us

Mr. Paul Lopez
Facilities Manager
Monterey-Salinas Transit
plopez@mst.org