



UST Program Update April 2018

Change of Underground Storage Tank Owner or Operator

In accordance with California Code of Regulations Title 27, Division 3, Subdivision 1, Data Dictionary for Regulated Activities the California Environmental Reporting System Identification (CERS ID) number remains with the property – regardless of whether there is a change of ownership or operator for a facility. The State Water Resources Control Board (State Water Board) has identified facilities in several jurisdictions where the CERS ID was changed as a result of owner/operator change.

When a new owner/operator takes over a facility they take the CERS ID for all regulated programs at the facility. If a new owner/operator takes over one, or more, regulated programs but not all, there is a process for generating a new CERS ID for the same parcel address. Please reference the following CERS FAQ: “Assigning Existing USTs to a New Facility” at https://cers.calepa.ca.gov/wp-content/uploads/sites/61/2017/04/assigning-existing-usts-to-a-new-facility_ust.pdf. When a facility is given a new address, but remains in the same location, it retains the CERS ID.

This is an important issue that needs correction and may affect facility counts in the Significant Operational Compliance Report (Report 6) or inspection data in CERS. The CERS ID can be thought of as being similar to an assessor’s parcel number (APN). No matter how many times a property is sold, the APN remains the same.

If you have any questions regarding this information, please contact Mr. Dan Firth at (916) 341-5711 or Daniel.Firth@waterboards.ca.gov.

Single-Walled Underground Storage Tank Closure Initiative Workshops

The State Water Board with assistance from the United States Environmental Protection Agency (U.S. EPA) has commenced the Single-Walled Underground Storage Tank Closure Initiative. This initiative has been developed to maximize the number of single-walled underground storage tanks (USTs) permanently closed prior to the December 31, 2025 deadline. Additionally, the initiative is intended to educate UST owners/operators on funding opportunities through the Replacing, Removing, or Upgrading Underground Storage Tanks (RUST) Program and the UST Cleanup Fund.

On March 26, 2018 an educational workshop was held in Alameda County. Information regarding the two-remaining workshops can be found below. These workshops include State Water Board staff presentations by the UST Leak Prevention program, on design, construction, and closure requirements; RUST program, on loan/grant funding opportunities available to assist eligible small business owners/operators; and cleanup fund on funding available to assist eligible owners/operators with cleaning up petroleum-

related contamination. Registration to attend the workshops is not required.

Workshop Dates and Locations:

April 20, 2018, 9:00 a.m. – 1:00 p.m.

County of Los Angeles Department of Public Works
900 South Fremont Avenue
Alhambra, California 91803

April 26, 2018, 9:00 a.m. – 1:00 p.m.

Olive Drive Fire Training Facility
5642 Victor Street
Bakersfield, California 93308

For questions regarding the Single-Walled UST Closure Initiative or educational workshops, please contact Ms. Brittany Baugher at Brittany.Baugher@redhorsecorp.com or (619) 241-4609 ext. 857 or Ms. Grasiela Gama at Grasiela.Gama@redhorsecorp.com or (619) 241-4609 ext. 857 or Mr. Tom Henderson at Tom.Henderson@waterboards.ca.gov or (916) 319-9128.

CERS Violation Library and Revised U.S. EPA Reporting Requirements

The State Water Board has proposed changes to the CERS violation library which reflects;

- 1) upcoming amendments to California Code of Regulations, Title 23, Division 3, Chapter 16 and
- 2) changes in the reporting of significant operational compliance (now the compliance performance measures) due to the revision of 40 Code of Federal Regulations, Part 280 (Federal UST Regulations).

The State Water Board is working with the California Environmental Protection Agency (CalEPA) to address enhancements to CERS and ensure data collection and reporting to U.S. EPA is successful.

The State Water Board understands the inconvenience these changes present at the local level as modifications to inspection checklists and local reporting tools or portals may be required. We are working with U.S. EPA to develop an acceptable timeline for the implementation of the new compliance performance measures and will keep Unified Program Agencies (UPAs) updated as more information becomes available.

If you have any questions regarding changes to the violation library, please contact Mr. Tom Henderson at Tom.Henderson@waterboards.ca.gov or (916) 319-9128.

Proposed Amendments to Underground Storage Tank Regulations

The State Water Board proposes to amend California Code of Regulations, Title 23, Division 3, Chapter 16 (commencing with Section 2610) (California UST Regulations) to make the California UST Regulations at least as stringent as the Federal UST Regulations. These proposed amendments are administrative and technical in nature, and impose new design and construction, monitoring, notification, testing, inspecting, recordkeeping, training, and reporting requirements. The proposed amendments also include more stringent requirements which are necessary to implement Chapter 6.7 of Division 20 of the Health and Safety Code and modifies certain existing California UST Regulations to be consistent with

the Federal UST Regulations. The 45-day public comment period for the proposed California UST Regulations ended on January 2, 2018. State Water Board reviewed the comments received, prepared responses for the rulemaking record, made modifications to the proposed amendments, and noticed a 15-day public comment period of the modifications.

The State Water Board distributed a notice of opportunity to comment on the modified proposed amendments of the California UST Regulations on March 26, 2018. The 15-day comment period for the proposed modifications ends on April 11, 2018 at 12:00 p.m. Any interested person, or their authorized representative, may submit written comments relevant to the modified proposed regulatory action to the State Water Board.

The proposed rulemaking package is available at:

https://www.waterboards.ca.gov/water_issues/programs/ust/adm_notices/fed_rec_regs.

If you have questions regarding this matter, please contact Mr. Cory Hootman at (916) 341-5668 or Cory.Hootman@waterboards.ca.gov.