

**APPENDIX B
Attachment 3(f)**

Environmental Compliance Report

MOSF License #: --	Facility is: <input type="checkbox"/> Active (check one) <input type="checkbox"/> Inactive – Date Inactive: / /
Facility Name:	
Facility Address:	City/Town: ZIP Code:
Operator:	Phone: ()
Person Responsible for this Report:	Phone: ()
Preparer's Printed Name:	Signature:
Date Prepared: / /	

Nomenclature:

Terms used throughout this document are defined in the regulations listed at the beginning of each section. Where there are contradicting definitions, the governing definition will be that which is in 6 NYCRR 610 & 613. Below are a few definitions that will assist with the completion of this form.

Aboveground Storage Tank (AST) system: any tank system which is not a UST system.

Underground Storage Tank (UST) system: a tank system that has ten percent or more of its volume beneath the surface of the ground or is covered by materials. This term does not include a tank system situated in an “accessible underground area.” A tank system that is covered by materials does not include a tank system where the tank is completely above the surface of the ground and:

- (1) the tank is fully enclosed within pre-fabricated secondary containment, or
- (2) the tank is insulated in order to store heated petroleum.

Subpart 2 tank system: Any UST system that is not a Subpart 3 tank system.

Subpart 3 tank system: Any UST system that:

- Contains heating oil used (exclusively) for on-premises consumption;
- Has a design capacity of 1,100 gallons or less AND stores motor fuel for non-commercial purposes (i.e., not for resale) at a farm or residence;
- Is part of an emergency generator system at a nuclear power generation facility; or
- Has a field-constructed tank (as opposed to a shop-fabricated tank).

Subpart 4 tank system: Any AST system.

Category 1 tank system: tank systems whose tank was installed before December 27, 1986.

Category 2 tank system: tank systems whose tank was installed from December 27, 1986 through October 11, 2015.

Category 3 tank system: tank systems whose tank was installed after October 11, 2015.

Environmental Compliance Report – SECTION A

SPCC PLAN IMPLEMENTATION CHECKLIST

This section of the report addresses compliance with certain requirements of Federal Regulations 40 CFR 112, 33 CFR 154, and 49 CFR 174 & 177, and with New York State Regulations 6 NYCRR 613 & 750 and Department of Environmental Conservation (DEC) Program Policy DER-11. For inactive facilities, proceed to Section D, Line I.A.

I. STATUS OF SPCC PLAN

A. Is the Plan up-to-date with contact persons? <i>40 CFR 112.7(a)(3)(vi)</i>	<input type="checkbox"/> Yes <input type="checkbox"/> No
B. Has the Plan been reviewed within the past five years? Date of Last Review: / / <i>40 CFR 112.5(b)</i>	<input type="checkbox"/> Yes <input type="checkbox"/> No
C. Has the Plan been reviewed and certified by a Professional Engineer who is licensed and registered by the New York State Education Department? <i>40 CFR 112.3(d)</i>	<input type="checkbox"/> Yes <input type="checkbox"/> No
D. Does the Plan have full management approval to commit necessary resources to fully implement the Plan? <i>40 CFR 112.7</i>	<input type="checkbox"/> Yes <input type="checkbox"/> No

II. MODIFICATION TO THE FACILITY

A. Have there been any changes in the design, construction, operation, or maintenance of the facility within the past five years that would materially affect its potential for a discharge?	<input type="checkbox"/> Yes <input type="checkbox"/> No
1. If Yes , were the changes certified by a Professional Engineer who is licensed and registered by the New York State Education Department? Date of Changes: / /	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A
2. If Yes , was the SPCC amended to address these modifications and certified by a Professional Engineer who is licensed and registered by the New York State Education Department? Date of Amendment: / / <i>40 CFR 112.5(a) / DER-11 General Condition 5</i>	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A

III. DRAINAGE

Does the Plan address the following issues:

A. How drainage from the diked area is contained and released? <i>40 CFR 112.8(b)(1) / 6 NYCRR 613-4.2(f)</i>	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A
B. The use of drainage valves and how the valves are opened? <i>40 CFR 112.8(b)(2) / 6 NYCRR 613-4.2(f)</i>	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A
C. Undiked system that is used to return a spill to the plant? If Yes , does the Plan discuss how this is accomplished? <i>40 CFR 112.8(b)(3)</i>	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A
D. Any diversion system that is used to return a spill to the plant? If Yes , does the Plan discuss how this is accomplished? <i>40 CFR 112.8(b)(4)</i>	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A

IV. BULK STORAGE TANKS

Does the Plan address the following issues:

A. Is the petroleum being stored compatible with the materials used to construct the tank, ancillary equipment, and secondary containment? <i>40 CFR 112.8(c)(1) / 6 NYCRR 613-2.2(c)/3.2(c)/4.2(c)</i>	<input type="checkbox"/> Yes	<input type="checkbox"/> No	
B. Are tanks secondarily contained with appropriate holding capacity? <i>40 CFR 112.8(c)(2) / 6 NYCRR 613-2.1(b)(1)(iv)/3.1(b)(1)(iv)/4.1(b)(1)(v)</i>	<input type="checkbox"/> Yes	<input type="checkbox"/> No	
C. Are metallic underground tanks (6 NYCRR 613-2 and 613-3 tanks) protected from corrosion? <i>40 CFR 112.8(c)(4) / 6 NYCRR 613-2.1(b)(1)/2.1(c)(1 & 2)/3.1(b)(1)</i>	<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> N/A
1. Are these tanks tested or do they have leak detection to ensure that they are not leaking? <i>40 CFR 112.8(c)(4) / 6 NYCRR 613-2.3(a)(1)/3.3(a)(1)</i>	<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> N/A
D. Are aboveground tanks inspected for structural integrity and to ensure that they are not leaking? <i>40 CFR 112.8(c)(6) / 6 NYCRR 613-4.3(b)(2)(i)</i>	<input type="checkbox"/> Yes	<input type="checkbox"/> No	
E. Have plans been implemented to prevent spills during transfers of petroleum products, including use of:			
1. High-level alarms? <i>40 CFR 112.8(c)(8)(i) / 6 NYCRR 613-2.1(b)(3)(i)(b)(2)/2.1(c)(4)/3.1(b)(3)(i)(b)(2)/4.1(b)(3)/4.1(c)(2)</i>	<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> N/A
2. High-level pump shut-off devices? <i>40 CFR 112.8(c)(8)(ii) / 6 NYCRR-613-4.1(b)(3)/4.1(c)(2)</i>	<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> N/A
3. Communications between persons at the tank and the pumping station? <i>40 CFR 112.8(c)(8)(iii)</i>	<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> N/A
4. Monitored liquid level sensors? <i>40 CFR 112.8(c)(8)(iv) / 6 NYCRR 613-4.1(b)(3)/4.1(c)(2)</i>	<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> N/A
F. Are leaks from tank seams, gaskets, rivets, and bolts immediately repaired? <i>40 CFR 112.8(c)(10) / 6 NYCRR 613-4.2(a)(6)</i>	<input type="checkbox"/> Yes	<input type="checkbox"/> No	
G. Does the facility have a SPDES Permit to release wastewater from the diked area? <i>A SPDES Permit is required to discharge wastewater to the waters of the State. 40 CFR 112.8(c)(3)(iv) / 6 NYCRR 613-4.2(f) / 6 NYCRR 750-1.4</i>	<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> N/A
H. Are wastewater discharges from treatment plants monitored to detect system upset? <i>40 CFR 112.8(c)(9) / 6 NYCRR 750-2.8</i>	<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> N/A
I. Are there written procedures for draining stormwater from the diked area? <i>40 CFR 112.8(c)(3)</i>	<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> N/A
1. Are bypass valves normally sealed closed? <i>40 CFR 112.8(c)(3)(i) / 6 NYCRR 613-4.2(f)</i>	<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> N/A
2. Is the stormwater inspected to ensure that opening the bypass valve will not cause a release to occur? <i>40 CFR 112.8(c)(3)(ii) / 6 NYCRR 613-4.2(f)</i>	<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> N/A
3. When the bypass valve is open, is it supervised? <i>40 CFR 112.8(c)(3)(iii) / 6 NYCRR 613-4.2(f)</i>	<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> N/A
4. Are records maintained for each drainage of the diked area? <i>40 CFR 112.8(c)(3)(iv)</i>	<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> N/A

V. TRANSFER OPERATIONS, PUMPING, AND IN-PLANT PROCESSES

Does the Plan address the following issues:

A. Are underground and on-ground piping protected from corrosion? <i>40 CFR 112.8(d)(1) / 6 NYCRR 613-2.1(b)(2)/2.1(c)(3)/3.1(b)(2)/4.1(b)(2)</i>	<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> N/A
B. Is out-of-service piping properly closed, capped or blank-flanged, and properly labeled? <i>40 CFR 112.8(d)(2)</i>	<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> N/A
C. Are aboveground pipe supports properly designed to: 1. Minimize abrasion and corrosion? 2. Allow for expansion and contraction? <i>40 CFR 112.8(d)(3)</i>	<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> No
D. Do personnel check the conditions of piping, including flange and expansion joints, valves, drip pans, piping supports, locking of valves, and metal surfaces? <i>40 CFR 112.8(d)(4) / 613-4.3(b)(1)(iii)</i>	<input type="checkbox"/> Yes	<input type="checkbox"/> No	
E. Is underground piping at installation, modification, construction, relocation, or replacement pressure tested and periodically tested for tightness if required? <i>40 CFR 112.8(d)(4) / 613-4.3(a)(2)(i)(a)/4.3(a)(2)(ii)</i>	<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> N/A
F. Is vehicular traffic warned to ensure they will not endanger aboveground piping? <i>40 CFR 112.8(d)(5)</i>	<input type="checkbox"/> Yes	<input type="checkbox"/> No	

VI. TANK CAR AND TANK TRUCK LOADING/UNLOADING RACK

Does the Plan address the following issues:

A. Are the lowermost drain and all outlets of tank cars/trucks inspected for discharges prior to filling and departure? <i>40 CFR 112.7(h)(3)</i>	<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> N/A
B. Is the secondary containment for the loading area designed to hold at least the largest single compartment of a tanker truck? <i>40 CFR 112.7(h)(1)</i>	<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> N/A
C. Are written procedures in place to ensure transfer lines are disconnected prior to vehicular departure? <i>40 CFR 112.7(h)(2)</i>	<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> N/A

VII. LOADING/UNLOADING OPERATIONS

A. Do loading/unloading procedures meet Department of Transportation regulations? <i>49 CFR 174 & 177</i>	<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> N/A
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VIII. INSPECTIONS AND RECORDS

Does the Plan include a copy of:

A. Written procedures to be followed by personnel for: visual inspections and integrity tests for tank, secondary containment, and piping; stormwater inspections prior to draining a diked area; and tank car/truck inspections for discharge prior to and after loading? <i>40 CFR 112.7(e)</i>	<input type="checkbox"/> Yes	<input type="checkbox"/> No
B. Records of the visual inspections and integrity tests above for at least three years? <i>40 CFR 112.7(e) / 6 NYCRR 613-4.3(e)</i>	<input type="checkbox"/> Yes	<input type="checkbox"/> No

IX. SECURITY	
Does the Plan discuss:	
A. The need for security, such as full fencing, locking of entrance gates, and/or guards? <i>40 CFR 112.7(g) / 40 CFR 112 App F-1.10(2 & 3)</i>	<input type="checkbox"/> Yes <input type="checkbox"/> No
B. The security for all master flow and drain valves which would permit direct outward flow of a tank's contents? <i>40 CFR 112.7(g) / 40 CFR 112 App F-1.10(5)</i>	<input type="checkbox"/> Yes <input type="checkbox"/> No
C. How product pump starter controls are locked or limit accessibility when not operating? <i>40 CFR 112.7(g) / 40 CFR 112 App F-1.10(5)</i>	<input type="checkbox"/> Yes <input type="checkbox"/> No
D. The need for capping or installing blank flanges in loading/unloading piping when they are not in full service or are in standby service? <i>40 CFR 112.7(g) / 40 CFR 112.8(d)(2) / 40 CFR 112 App F-1.10(6)</i>	<input type="checkbox"/> Yes <input type="checkbox"/> No
E. The adequacy of facility lighting to facilitate discovery of spills and prevent vandalism? <i>40 CFR 112.7(g) / 40 CFR 112 App F-1.10(4)</i>	<input type="checkbox"/> Yes <input type="checkbox"/> No
X. PERSONNEL, TRAINING, AND SPILL PREVENTION PROCEDURES	
A. Does the Plan contain a training program for personnel responsible for:	
1. Operation and maintenance of equipment? <i>40 CFR 112.7(f)(1)</i>	<input type="checkbox"/> Yes <input type="checkbox"/> No
2. Preventing discharges of oil and complying with pollution control laws, rules, and regulations? <i>40 CFR 112.7(f)(1)</i>	<input type="checkbox"/> Yes <input type="checkbox"/> No
3. Spill prevention? <i>40 CFR 112.7(f)(2)</i>	<input type="checkbox"/> Yes <input type="checkbox"/> No
B. Name the person who has been given responsibility for spill prevention. Name: Title: Phone: () <i>40 CFR 112.7(f)(2)</i>	
C. Does the Plan include yearly discharge prevention briefings for oil-handling personnel? <i>40 CFR 112.7(f)(2)</i>	<input type="checkbox"/> Yes <input type="checkbox"/> No

XI. FACILITY RESPONSE PLAN

A. Does the facility have a Facility Response Plan (FRP) approved by the USCG/USEPA? Yes No N/A

40 CFR 112.20(a) / 33 CFR 154

Date of the Latest FRP: / /

40 CFR 112 App F Att F-1

Date Last FRP Drill was Performed: / /

40 CFR 112.21(c)

B. Has there been a reportable discharge(s) at the facility since the last license was issued? *If Yes, enter the information below. Add sheets as necessary.* Yes No N/A

40 CFR 112.20(h)(4)

DEC Spill #	Date (mm/dd/yy)	Material & Amount Spilled	Cause
	/ /		
	/ /		
	/ /		
	/ /		
	/ /		

C. Does the Facility Response Plan contain the following:
 1. A written description of all spills and actions taken to prevent recurrence? Yes No N/A

40 CFR 112 App F-1.4.4

2. An assessment of potential spills showing possible location, volume and direction of flow? Yes No N/A

40 CFR 112 App F-1.9

3. A description of the type of secondary containment needed to contain each spill? *If secondary containment is not provided, explain on a separate sheet how spills are prevented from reaching waters.* Yes No N/A

40 CFR 112.7(c)

Environmental Compliance Report – SECTION B

Facility and Tank-Specific Information

This section of the report addresses compliance with certain sections of the New York State Petroleum Bulk Storage (PBS) Regulations (6 NYCRR 613), Department of Environmental Conservation (DEC) Program Policy DER-11, and EPA Technical Standards and Corrective Action Requirements for Owners and Operators of Underground Storage Tanks (UST) (40 CFR 280). Refer to regulatory references within each question for guidance on standards when completing this section.

I. FACILITY-LEVEL INFORMATION.

A. Is the license posted at a conspicuous location at the facility? Y N 1 (not signed)
DER-11 App B Attachment 3(a)

B. Is the license information current and accurate? Y N (inaccurate information)
DER-11 General License Condition 5

C. Does the facility have an as-built diagram? Y N X (not required) 1 (incomplete)
6 NYCRR 613-2.1(b)(4)(iii)(a)/3.1(b)(4)(iii)

II. TANK-SPECIFIC INFORMATION. For additional tanks, use extra copies of this form as necessary.

Tank #					
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Applicable Subpart 2 / 3 / 4					
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Product Stored					
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Tank Volume (US Gallons)					
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Date Installed					
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A. Are monitoring/observation wells marked and secured?
 Y / X (no wells) / 1 (not marked) / 2 (improperly marked) / 3 (not secured)
6 NYCRR 613-2.2(a)(5)/3.2(a)(5)/4.2(a)(5)

B. Is the dispenser sump present when required and in good working order?
 Y / N (not present when required) / X (no sump; not required) /
 1 (lacks integrity) / 2 (contains water/debris)
6 NYCRR 613-2.1(b)(5)/2.2(a)(6)/3.2(a)(6)/4.2(a)(6)

C. For motor fuel tank systems with pressurized piping, are shear valves properly installed and operable?
 Y / N (no shear valve) / X (not pressurized piping; not motor fuel) /
 1 (valve inoperable) / 2 (improperly installed)
6 NYCRR 613-2.1(b)(6)(i)/2.1(c)(5)(i)/2.2(a)(6)/3.1(b)(5)/3.1(c)(1)/3.2(a)(6)/4.1(b)(5)(i)/4.1(c)(3)(i)/4.2(a)(6)

D. Was the tank properly closed, or service changed, with pre-notification?
 Y / X (active or out-of-service tank) / 1 (improper closure method) /
 2 (no site assessment performed for Subpart 2 tank at time of closure/change-in-service)
 3 (no closure report; not maintained for 3 years) / 4 (closure report not submitted) /
 5 (tank closed without pre-work notification)
6 NYCRR 613-2.6(b)/2.6(c)(1)/2.6(e)/3.5(b)/3.5(c)/4.5(b)/4.5(c)

E. If the tank system is out-of-service (OOS), is it following all OOS requirements? ASTs may remain OOS for longer than 12 months if another active tank is at the facility.
 Y / X (active/closed tank) / 1 (piping not capped/secured) / 2 (vent lines not left open) /
 3 (not closed after 12 months)
6 NYCRR 613-2.6(a)(2)/2.6(a)(3)/3.5(a)(2)/3.5(a)(3)/4.5(a)(2)/4.5(a)(3)

F. Is the facility free of observable spills and have reportable spills been reported? Mark all that apply.
 Y / 1 (petroleum in spill bucket) / 2 (petroleum in sump) /
 3 (petroleum in dispenser) / 4 (petroleum in tank secondary containment) /
 5 (petroleum in the environment) / 6 (suspected spill not investigated) /
 7 (suspected spill not reported) / 8 (spill not reported) / 9 (release not reported) /
 10 (failed spill bucket test not reported) / 11 (failed sump test not reported)
6 NYCRR 613-2.4(a)(1)/2.4(c)/2.4(d)(1)/3.4(a)/3.4(c)/3.4(d)(1)/4.4(a)/4.4(c)/4.4(d)(1)

G. Is the fill port/tank color coded/marked to identify the product in the tank system?
 Y / N (not color coded/marked) / X (day tank) / 1 (incorrectly color coded/marked)
6 NYCRR 613-2.2(a)(4)/3.2(a)(4)/4.2(a)(4)

Environmental Compliance Report – SECTION C

Tank-Specific Leak Detection and Information by Subpart

I. LEAK DETECTION. <i>For additional tanks, use extra copies of this form as necessary.</i>					
Tank #					
A. Does the system have the <u>required equipment</u> installed to perform leak detection? Y (see applicable questions below) / N / X (leak detection not required; tank is out-of-service and empty [≤ 1 inch]; exempt tank/piping; uses tightness testing or SIR [see applicable questions below]) <i>6 NYCRR 613-2.3(a)(1)/3.3(a)(1)/4.3(a)(2)(i)(b)</i>		TANK PIPING			
Please answer questions associated with the method submitted to DEC or submit an information correction to update method in use. Subpart 4 tank systems: complete Automatic Line Leak Detection section for underground piping (if applicable) and proceed to subsection IV of this section.					
Automatic Tank Gauging (ATG)					
A. Does the ATG meet leak detection standards (a NWGLDE-listed device meets standards)? Y / N / 1 (inoperable) <i>6 NYCRR 613-2.2(a)(6)/2.3(c)(4)(i)/3.2(a)(6)/3.3(c)(2)(i)</i>					
B. Is the ATG set up properly to conduct leak tests? Y / X (unable to confirm) / 1 (tests not being performed; not performed at least weekly) / 2 (not set up properly to conduct leak tests [e.g., configuration, timing]) / 3 (measurements do not include portions of tank that routinely contains petroleum) / 4 (no weekly records; not maintained for 3 years) / 5 (no monthly operability records for electronic LD; not maintained for 3 years) / 6 (inappropriate method for Subpart/Category and no other compliant method used) <i>6 NYCRR 613-2.3(a)(1)/2.3(b)(1)/2.3(c)(4)/2.3(e)(1)/3.3(a)(1)/3.3(b)(1)/3.3(c)(4)/3.3(e)(1)</i>					
C. Is the ATG tested annually for proper operation? Y / N / X (Subpart 3 tank system) / 1 (alarm not tested) / 2 (leak rate/tank size configuration not verified) / 3 (battery backup not tested) / 4 (float not tested) / 5 (communication with console not tested) / 6 (no records; not maintained for 3 year) <i>40 CFR 280.40(a)(3)(i & ii)/280.45(b)(1)</i>					
Manual Tank Gauging (MTG)					
A. Is manual tank gauging being performed properly? Y / 1 (tests not being performed; not performed at least weekly) / 2 (tank size not appropriate [> 1000 gal.]) / 3 (equipment not capable of 1/8" measurement) / 4 (no records; not maintained for 3 years) / 5 (inappropriate method for Subpart/Category and no other compliant method used) <i>6 NYCRR 613-2.3(a)(1)/2.3(b)(1)/2.3(c)(2)(iii & v)/2.3(e)(1)/3.3(b)(1)</i>					
Tank Testing					
A. Is tank testing conducted within the required time frame? Y / 1 (test not conducted annually) / 2 (test report not submitted) / 3 (no test report; not maintained until date of next test) / 4 (inappropriate method for Subpart/Category and no other compliant method used) <i>6 NYCRR 613-2.3(b)(1)/3.3(b)(1)/3.3(e)(2 & 3)</i>					
Line Testing					
A. Is line testing conducted within the required time frame? Y / 1 (pressurized piping not tested annually) / 2 (non-exempt suction piping not tested within required time frame) / 3 (test report not submitted) / 4 (no test report; not maintained until date of next test) / 5 (inappropriate method for Subpart/Category and no other compliant method used) <i>6 NYCRR 613-2.3(b)(2)(i & ii)/2.3(e)(2 & 3)/3.3(b)(2)(i & ii)/3.3(e)(2 & 3)</i>					
Inventory Monitoring					
A. Does the facility have adequate inventory records for metered tanks storing motor fuel/kerosene that will be sold as part of a commercial transaction? Y / 1 (no records; not maintained for 3 years) / 2 (no tank bottom water measurements) / 3 (equipment not capable of 1/8" measurement) / 4 (meter not calibrated) / 5 (no reconciliation of records) / 6 (improper reconciliation) <i>6 NYCRR 613-2.2(a)(6)/2.3(c)(1)(ii, v, vi & vii)/2.3(e)(1)</i>					

I. LEAK DETECTION (continued). For additional tanks, use extra copies of this form as necessary.

Tank #					
Groundwater/Vapor Monitoring (continued)					
<p>A. Is there a site assessment report indicating location and number of groundwater/vapor monitoring wells? Y / N (no report) / 1 (wells not properly designed/positioned to detect leaks) / 2 (GW not always detectable in GW well [GW is more than 20' from surface]) / 3 (vapor well affected by GW) <i>6 NYCRR 613-2.3(c)(5)(iii & vi)/2.3(c)(6)(ii & vii)/2.3(d)(3)</i></p>		TANK	PIPING		
<p>B. Is leak detection being performed? Note that continuous electronic monitoring satisfies weekly requirements (weekly records are not required). Y / 1 (not performed; not performed at least weekly) / 2 (no weekly records; not maintained for 3 years) / 3 (no monthly operability records for electronic LD; not maintained for 3 years) / 4 (inappropriate method for Subpart/Category and no other compliant method used) <i>6 NYCRR 613-2.3(b)/2.3(e)(1)/3.3(b)(2)</i></p>		TANK	PIPING		
<p>C. Is handheld electronic sampling equipment being tested annually for operability? Y / X (electronic sampling equipment not used; Subpart 3 tank system) / 1 (not tested annually) / 2 (no records; not maintained for 3 years) <i>40 CFR 280.40(a)(3)(v)/240.45(b)(1)</i></p>					
Interstitial Monitoring (IM)					
<p>A. Is the secondary containment in good working order (i.e., double-walled tank, double walled-piping, and <u>any</u> sump used for leak detection)? Y / N (not tight) / 1 (sump contains water/debris) / 2 (sump lacks integrity) <i>6 NYCRR 613-2.3(c)(7)/2.3(d)(3)</i></p>		TANK	PIPING		
<p>B. Is the sensor operational and, for piping, properly positioned in the sump? Y / X (manual monitoring; no access) / 1 (inoperable) / 2 (sensor not properly positioned in sump) <i>6 NYCRR 613-2.3(a)(1)/3.3(a)(1)</i></p>		TANK	PIPING		
<p>C. Is leak detection being performed? Note that continuous electronic monitoring satisfies weekly requirements (weekly records are not required). Y / 1 (not performed; not performed at least weekly) / 2 (no weekly records; not maintained for 3 years) / 3 (no monthly operability records for electronic LD; not maintained for 3 years) <i>6 NYCRR 613-2.3(b)/2.3(e)(1)/3.3(b)(1)/3.3(e)(1)</i></p>		TANK	PIPING		
<p>D. Are the probes and sensors inspected annually? Y / N / X (manual monitoring; Subpart 3 tank system) / 1 (not inspected for residual buildup) / 2 (float not tested) / 3 (visually accessible cable not inspected for kinks/breaks) / 4 (alarm operability not tested) / 5 (communication with console not tested) / 6 (no records; not maintained for 3 years) <i>40 CFR 280.40(a)(3)(ii)/280.45(b)(1)</i></p>		TANK	PIPING		
<p>E. Are the sump(s) (tank-top, UDC, transition), <u>used for IM</u>, tested triennially for tightness? Alternatively, double-walled sumps can instead be monitored for the integrity of both walls annually. The interstitial space of these double-walled sumps must be held under pressure, vacuum, or be liquid-filled and be equipped with an indicator/gauge to use this alternative method. Piping installed before 4/13/16 can perform a line test in lieu of IM <u>for EPA</u>. Y / X (IM not used for piping; Subpart 3 tank system) / 1 (not tested triennially) / 2 (improper annual monitoring) / 3 (no test records; not maintained for 3 years) <i>40 CFR 280.35(a)(1)/280.35(c)(1)</i></p>					
Automatic Line Leak Detector (ALLD)					
<p>A. Is the ALLD present and does it appear to be operational? Y / N (not present) / 1 (not operational) <i>6 NYCRR 613-2.3(b)(2)(i)(a)(1)/2.3(b)(2)(ii)(a)/2.3(d)(1)/3.3(b)(2)(i)(a)(2)/3.3(b)(2)(i)(b)/3.3(d)(1)/4.3(2)(i)(b)</i></p>					
<p>B. For Subpart 2 facilities, has the annual functionality test of the ALLD been conducted, and are records available? Y / N (not tested annually) / X (Subpart 3 tank system) / 1 (no records; not maintained for 3 years) <i>6 NYCRR 613-2.3(d)(1)/2.3(e)(1)</i></p>					

I. LEAK DETECTION (continued). For additional tanks, use extra copies of this form as necessary.					
Tank #					
Statistical Inventory Reconciliation (SIR)					
A. Is SIR being performed properly? Y / 1 (SIR method does not meet standards [NWGLDE-listed meets standards]) / 2 (not performed; not performed at least weekly) / 3 (no records; not maintained for 3 years) / 4 (inappropriate method for Subpart/Category and no other compliant method used) 6 NYCRR 613-2.3(b)/2.3(c)(8)/2.3(e)(1)/3.3(b)			TANK PIPING		
Weep Holes					
A. Are all weep holes visible and are they free of obstructions? Y / 1 (not visible) / 2 (obstructed) 6 NYCRR 613-3.3(c)(6)					
B. Is leak detection being performed? Y / 1 (not performed; not performed at least weekly) / 2 (no records; not maintained for 3 years) / 3 (inappropriate method for Subpart/Category and no other compliant method used) 6 NYCRR 613-3.3(b)(1)/3.3(e)(1)					
II. SUBPART 2 UST SYSTEMS. For additional tanks, use extra copies of this form as necessary.					
Tank #					
A. Does the Category 2/3 tank have a fill port label? Y / N / X (Cat.1 tank) / 1 (incomplete label) 6 NYCRR 613-2.2(a)(3)					
B. Is the spill bucket present and functional? Y / N (not present when required) / X (tank receives ≤ 25 gal. at a time) 1 (contains water/debris) / 2 (lacks integrity) 6 NYCRR 613-2.1(b)(3)(i)(a)/2.1(c)(4)/2.2(a)(6)					
C. Is the spill bucket tested triennially for tightness? Alternatively, double-walled spill buckets can instead be monitored for the integrity of both walls every 30 days. The interstitial space of these double-walled spill buckets must be held under pressure, vacuum, or be liquid-filled and be equipped with an indicator/gauge to use this alternative method. Y / X (no spill bucket) / 1 (not tested triennially) / 2 (improper 30-day monitoring) / 3 (no test/monitoring records; not maintained for 3 years) 40 CFR 280.35(a)(1)/280.35(c)(1)					
D. Is the overflow prevention device (i.e., automatic shut-off, high-level alarm, ball float valve) present and functional? Y / N (not present) / X (tank receives ≤ 25 gal. at one time) If automatic shutoff or high-level alarm is not functional: 1 (not set at appropriate level) / 2 (alarm not audible/visible to driver) / 3 (inoperable) If ball float valve is not functional: 4 (Stage 1 coaxial vapor recovery is present) / 5 (piping system is suction) / 6 (spill bucket drain valve broken/impaired by debris) 6 NYCRR 613-2.1(b)(3)(i)(b)/2.1(c)(4)/2.2(a)(6)					
E. Is the overflow prevention device inspected triennially and are records being maintained? Y / N (not inspected) / X (not present) / 1 (not inspected for being set at appropriate level) / 2 (not inspected for activating at appropriate level) / 3 (no records; not maintained for 3 years) 40 CFR 280.35(a)(2)/280.35(e)(1)					
F. Does the Cat. 2/3 tank and Cat. 3 piping have secondary containment installed and is it tight? This includes any sump used as part of the piping secondary containment which would capture a leak from the primary piping. Y / N (no appropriate secondary containment) / X (Cat. 1 tank; Cat. 1/2 piping) / 1 (not tight) / 2 (sump lacks integrity) 6 NYCRR 613-2.1(b)(1)(iv)/2.1(b)(2)(ii)/2.2(a)(6)			TANK PIPING		
G. Was the metal tank system, in contact with soil, installed with a cathodic protection system? Category 1 tanks must have installed a cathodic protection system or lining by 12/22/98. Y / X (inherently corrosion-resistant) / 1 (does not have CP installed or Cat. 1 tank has no CP or lining) / 2 (portion of piping [including fittings, connectors, etc.] not protected from corrosion) 6 NYCRR 613-2.1(b)(1 & 2)/2.1(c)(2 & 3)			TANK PIPING		

II. SUBPART 2 UST SYSTEMS (continued). For additional tanks, use extra copies of this form as necessary.

Tank #					
<p>H. Is the cathodic protection system tested annually and is it providing continuous protection? Y / X (no CP system installed) / 1 (system not tested annually) / 2 (inadequate monitoring – not enough readings) / 3 (minimum protection not provided as indicated on test) / 4 (no records; not maintained for 3 years) <i>6 NYCRR 613-2.2(b)(1, 2, & 4)</i></p>		<p>TANK PIPING</p>			
<p>I. If an impressed current system is in use, has the system been operated continuously? Y / X (no impressed current system) / 1 (rectifier is not operational) / 2 (rectifier does not have electrical power 24/7) / 3 (clock shows that power has been turned off) / 4 (not inspected every 60 days) / 5 (no records; not maintained for 3 years) <i>6 NYCRR 613-2.2(b)(1, 3, & 4)</i></p>					
<p>J. For lined Cat. 1 USTs, is the internal lining being inspected periodically (i.e., within 10 years after installation and every 5 years thereafter)? Y / N (no inspection) / X (UST not lined; Cat. 2/3 UST; lining installed w/ CP) / 1 (operating with failed lining) / 2 (inspection procedure not acceptable) / 3 (no report; not maintained for 5 years) <i>6 NYCRR 613-2.1(c)(2)(i)</i></p>					
<p>K. If a cathodically protected tank or piping was structurally repaired, were CP systems tested/inspected within 6 months after repair? Y / N / X (no CP system/structural repair) <i>6 NYCRR 613-2.2(d)(4)</i></p>					
<p>L. Were structurally repaired tank and piping tested for tightness within 30 days after repair completion? A tightness test is not required when an internal inspection is conducted after a repair or if a weekly leak detection method is in use. Y / N / X (no structural repair; internal inspection performed; weekly LD used) <i>6 NYCRR 613-2.2(d)(3)</i></p>					
<p>M. Is there a designated Class A Operator and is that person properly authorized? Y / N (no authorized Operator) / 1 (current authorized Class A Operator is not designated) / 2 (no records) <i>6 NYCRR 613-2.5(a, b, & f)</i></p>					
<p>N. Is there a designated Class B Operator and is that person properly authorized? Y / N (no authorized Operator) / 1 (current authorized Class B Operator is not designated) / 2 (no records) <i>6 NYCRR 613-2.5(a, b, & f)</i></p>					
<p>O. Is there a designated Class C Operator and is that person properly trained? Y / N (no trained Operator) / 1 (no records; not designated) <i>6 NYCRR 613-2.5(a & f)</i></p>					
<p>P. Does the Category 3 tank system have an installer certification and manufacturer's checklist (only applies to tank and piping)? Y / X (Category 1 or 2 system) / 1 (no installer certification) / 2 (no manufacturer's checklist or PE inspection & certification) <i>6 NYCRR 613-2.1(b)(4)(iii)(b & c)</i></p>					
<p>Q. Did the facility conduct 30-day and annual walkthrough inspections? If a code of practice is followed, it must be followed in its entirety (e.g., daily inspections). Y / 1 (30-day walkthrough not performed or inadequate) / 2 (annual inspection not performed or inadequate) / 3 (code of practice not followed) / 4 (no 30-day walkthrough records; not maintained for 1 year) / 5 (no annual walkthrough records; not maintained for 1 year) <i>40 CFR 280.36(a)(1 & 2)/280.36(b)</i></p>					
<p>R. Is the facility complying with financial responsibility? Y / N <i>40 CFR 280 Subpart H</i></p>					

III. SUBPART 3 UST SYSTEMS. *For additional tanks, use extra copies of this form as necessary.*

Tank #					
A. Does the Category 2/3 tank have a fill port label? Y / N / X (Cat. 1 tank) / 1 (incomplete label) 6 NYCRR 613-3.2(a)(3)					
B. Does the Category 2/3 tank have an overflow prevention device (i.e., automatic shut-off, high-level alarm, ball float valve) and is it functional? Y / N (not present) / X (tank receives ≤ 25 gal. at one time) If automatic shutoff or high-level alarm is not functional: 1 (not set at appropriate level) / 2 (alarm not audible/visible to driver) / 3 (inoperable) If ball float valve is not functional: 4 (piping system is suction) / 5 (spill bucket drain valve broken/impaired by debris) 6 NYCRR 613-3.1(b)(3)(i)/3.2(a)(6)					
C. Does the Cat. 2/3 tank have secondary containment installed and is it tight? Y / N (no appropriate secondary containment) / X (Cat. 1 tank) / 1 (not tight) 6 NYCRR 613-3.1(b)(1)(iv)/3.2(a)(6)					
D. Was the metal tank system, in contact with soil, installed with a cathodic protection system? Y / X (inherently corrosion-resistant; Cat. 1 tank/piping; not in contact with soil) 1 (does not have CP installed) / 2 (portion of piping [including fittings, connectors, etc.] not protected from corrosion) 6 NYCRR 613-3.1(b)(1)(i - iii)/3.1(b)(2)/3.2(b)(1)		TANK			
E. Is the cathodic protection system tested annually and is it providing continuous protection? Y / X (no CP system installed) / 1 (system not tested annually) / 2 (inadequate monitoring – not enough readings) / 3 (minimum protection not provided as indicated on test) / 4 (no records; not maintained for 3 years) 6 NYCRR 613-3.2(b)		PIPING			
		TANK			
		PIPING			

IV. SUBPART 4 AST SYSTEMS. *For additional tanks, use extra copies of this form as necessary.*

Tank #					
A. For Cat. 2 and 3 ASTs, does the AST meet standards? Y / X (Cat. 1 AST) / 1 (tank does not meet construction standards) / 2 (no surface coating) / 3 (tank on grade w/o impermeable barrier) / 4 (no leak detection between tank & barrier) 6 NYCRR 613-4.1(b)(1)(i & ii)/4.1(b)(1)(v)(c)					
B. Was the metal tank system, in contact with soil, installed with a cathodic protection system? Y / X (inherently corrosion-resistant; not in contact with soil) / 1 (does not have CP installed) / 2 (portion of piping [including fittings, connectors, etc.] not protected from corrosion) 6 NYCRR 613-4.1(b)(1)(iii)/4.1(b)(2)/4.2(b)(1)		TANK			
C. Is the cathodic protection system tested within the required time frame and is it providing continuous protection? Y / X (no CP system installed) / 1 (system not tested annually) / 2 (inadequate monitoring – not enough readings) / 3 (minimum protection not provided as indicated on test) / 4 (no records; not maintained for 3 years) 6 NYCRR 613-4.2(b)(1, 2, & 4)		PIPING			
D. If an impressed current system is in use, has the system been operated continuously? Y / X (no impressed current system) / 1 (rectifier is not operational) / 2 (rectifier does not have electrical power 24/7) / 3 (clock shows that power has been turned off) / 4 (not inspected every 60 days) 5 (no records; not maintained for 3 years) 6 NYCRR 613-4.2(b)(1, 3, & 4)		TANK			
E. For ASTs ≥10,000 gallons, is the secondary containment adequately designed and in good condition? Y / N (no secondary containment) / X (<10,000 gallons, refer to question F) / 1 (secondary containment lacks integrity) / 2 (contains water/debris) / 3 (inadequate design) 6 NYCRR 613-4.1(b)(1)(v)(a)/4.1(c)(1)(i)/4.2(a)(6)		PIPING			

IV. SUBPART 4 AST SYSTEMS. *For additional tanks, use extra copies of this form as necessary.*

Tank #					
<p>F. For ASTs <10,000 gallons that are within 500 feet of a sensitive receptor, is the secondary containment adequately designed or is the tank using alternatives which address DER-25 issues? Y / N (no secondary containment/alternative equipment) / X (not required/applicable) / 1 (secondary containment lacks integrity/equipment not maintained) / 2 (contains water/debris) / 3 (inadequate design/DER-25 issues not addressed) <i>6 NYCRR 613-4.1(b)(1)(v)(b)/4.1(c)(1)(ii)/4.2(a)(6)</i></p>					
<p>G. Are dike drain valves locked in a closed position? Y / N (unlocked) / X (no dike/discharge pipe) / 1 (no valve on discharge pipe) <i>6 NYCRR 613-4.2(f)</i></p>					
<p>H. Does the AST have a gauge, high-level alarm, high-level liquid pump cut-off controller, or an equivalent device? Y / N / 1 (inoperable) <i>6 NYCRR 613-4.1(b)(3)/4.2(a)(6)</i></p>					
<p>I. Is the tank marked with design & working capacities and tank ID number? Y / N / 1 (incomplete label) <i>6 NYCRR 613-4.2(a)(3)</i></p>					
<p>J. Is a solenoid or equivalent valve in place for gravity-fed motor fuel dispensers? Y / N / X (AST system not storing motor fuel OR dispensers not gravity-fed) / 1 (inoperable) / 2 (not adjacent to and downstream from the operating valve) <i>6 NYCRR 613-4.1(b)(5)(ii)/4.1(c)(3)(ii)/4.2(a)(6)</i></p>					
<p>K. Is a check valve in place for pump-filled ASTs with remote fills? Y / N / X (no remote fill) / 1 (inoperable) <i>6 NYCRR 613-4.1(b)(5)(iii)/4.1(c)(3)(iii)/4.2(a)(6)</i></p>					
<p>L. Is an operating valve in place on every line with gravity head? Y / N / X (no gravity head on line) / 1 (inoperable) <i>6 NYCRR 613-4.1(b)(5)(iv)/4.1(c)(3)(iv)/4.2(a)(6)</i></p>					
<p>M. Are monthly inspections being performed? Y / N / 1 (inadequate inspection) / 2 (no records; not maintained for 3 years) <i>6 NYCRR 613-4.3(a)(1)(i)/4.3(b)(1)/4.3(e)</i></p>					
<p>N. Are ten-year inspections (internal inspections or tightness tests) for Cat. 1 systems being conducted? Y / N / X (not required per Part 613-4.3(a)(1)(iii) OR Cat. 2/3 AST system) / 1 (inadequate inspection) / 2 (test report not submitted) / 3 (no records; not maintained for 10 years) <i>6 NYCRR 613-4.3(a)(1)(ii)/4.3(b)(2)/4.3(e)</i></p>					
<p>O. Does the facility conduct tightness testing at ten-year intervals for underground piping installed before 12/27/86? Y / N / X (piping installed on or after 12/27/86; not underground) / 1 (no records; not maintained for 10 years) <i>6 NYCRR 613-4.3(a)(2)(i)(a)/4.3(a)(2)(ii)/4.3(e)</i></p>					

Environmental Compliance Report – SECTION D

ONSHORE MAJOR OIL STORAGE FACILITY LICENSING CONDITIONS

This section of the report addresses licensing conditions applicable to your facility regulated under Article 12 of the New York Navigation Law, New York State Department of Environmental Conservation (DEC) Program Policy DER-11, and New York State Regulation 6 NYCRR 610 & 613.

I. CLOSURE PLAN

A. If the facility is inactive, was a closure plan submitted to DEC?

Date: / /

Yes No N/A

6 NYCRR 613-2.6(b)(1)/3.5(b)(1)/4.5(b)(1) / DER-11 Special License Condition 4(a)

B. Did DEC approve of the closure plan?

Yes No N/A

6 NYCRR 613-2.6(b)(1)/3.5(b)(1)/4.5(b)(1) / DER-11 Special License Condition 4(a)

II. MONITORING WELLS AND SAMPLING

A. Has DEC approved the monitoring well system?

Yes No

DER-11 Special License Condition 1

B. Has a baseline assessment of groundwater quality been completed?

Yes No

DER-11 Special License Condition 2(a)

C. Are wells monitored monthly using manual visual methods?

Yes No

DER-11 Special License Condition 2(d)

D. Are wells monitored every 6 months using analytical methods described in Appendix B of DER-11?

Yes No N/A

DER-11 Special License Condition 2(b)

E. Are wells monitored every 12 months using analytical methods described in Appendix B Attachment 3(b) of DER-11?

Yes No N/A

DER-11 Special License Condition 2(c)

F. Are sampling results forwarded to DEC's Regional Office:

1. Every 12 months?

Yes No N/A

2. Every 6 months?

Yes No N/A

3. Monthly?

Yes No N/A

DER-11 Special License Condition 2

III. SECONDARY CONTAINMENT

A. Have secondary containment systems been evaluated for permeability?

Yes No N/A

DER-11 License Special Condition 3(c & j)

B. Has a detailed description of the secondary containment systems been submitted to DEC?

Yes No N/A

DER-11 License Special Condition 3(b)

C. Do all secondary containment systems meet DEC's standards in 6 NYCRR 613-4.1(b)(1)(v) or 613-4.1(c)(1)?

Yes No N/A

If No, explain on a separate sheet.

6 NYCRR 613-4.1(b)(1)(v) & 4.1(c)(1) / DER-11 Special License Condition 3

III. SECONDARY CONTAINMENT (continued)			
D. Was a five-year in-depth secondary containment system integrity inspection performed?	<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> N/A
Date of Last Inspection: / /			
Was the inspection conducted by a Professional Engineer who is licensed and registered with the New York State Education Department?	<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> N/A
Was the inspection approved by DEC?	<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> N/A
<i>If No, explain on a separate sheet.</i>			
<i>DER-11 Special License Condition 3(j)</i>			
E. Does the Spill Prevention and Containment Plan (SPCP) evaluate groundwater geology, hydrology, contamination, and risks?	<input type="checkbox"/> Yes	<input type="checkbox"/> No	
<i>DER-11 Special License Condition 3</i>			
F. If secondary containment systems do not meet standards set forth in 6 NYCRR 613-4.1(b)(1)(v) or 613-4.1(c)(1), have engineering plans been submitted to DEC?	<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> N/A
<i>DER-11 Special License Condition 3(d)</i>			
G. Has DEC approved the engineering plans?	<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> N/A
<i>DER-11 Special License Condition 3(d)</i>			
IV. SITE MAP			
Has a site map acceptable to DEC been prepared?	<input type="checkbox"/> Yes	<input type="checkbox"/> No	
<i>DER-11 Special License Condition 3(d)</i>			
V. VARIANCE			
Has DEC granted a variance?	<input type="checkbox"/> Yes	<input type="checkbox"/> No	
If Yes, is the facility in compliance with the variance?	<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> N/A
<i>6 NYCRR 613-1.8 / DER-11 General License Condition 10</i>			
VI. VIOLATIONS			
Were any violations of Federal, State and county, local regulations, codes or License conditions cited during the last five years?	<input type="checkbox"/> Yes	<input type="checkbox"/> No	
<i>If Yes, explain on a separate sheet.</i>			
VII. ADDITIONAL LICENSING REQUIREMENTS			
A. Have accurate monthly reports on the number of barrels transferred at the facility been submitted to DEC each month?	<input type="checkbox"/> Yes	<input type="checkbox"/> No	
<i>NYS Navigation Law Article 12 174.4 / DER-11 General License Condition 8</i>			
B. Have monthly license fees and surcharges been paid to DEC?	<input type="checkbox"/> Yes	<input type="checkbox"/> No	
<i>NYS Navigation Law Article 12 174.4 / DER-11 General License Condition 8</i>			
C. If any changes were made at the facility that would materially affect its potential for a discharge, did DEC approve of the changes?	<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> N/A
<i>DER-11 General License Condition 5</i>			