



# Compliance Advisory

## March 14, 2014

### Gasoline Dispensing Facility Compliance Update

*This Advisory is provided to inform you about Air District activities that may affect your operation. It will help you achieve and maintain compliance with applicable air quality rules and regulations.*

**ATTENTION: OWNER/OPERATORS OF ABOVEGROUND GASOLINE STORAGE TANKS (ASTs)**

**SUBJECT: TEMPORARY EXEMPTION FOR LOW THROUGHPUT ASTs ( $\leq$ 18,000 GAL/YEAR) FROM JULY 1, 2014 PHASE I EVR UPGRADE DEADLINE**

**This advisory updates the information provided in the Air District's June 4, 2013 compliance advisory – [JULY 1, 2014 – State Deadline for Phase I Enhanced Vapor Recovery](#).**

The Air District is granting a temporary exemption from the July 1, 2014 Phase I EVR deadline on owner/operators of “**existing**”<sup>1</sup> aboveground gasoline storage tanks (ASTs) with an annual throughput of less than or equal to ( $\leq$ ) 18,000 gallons. ASTs located within 50 feet of a residence, school, day care center, or healthcare facility *will* be eligible for this exemption<sup>2</sup>.





**To verify eligibility for this temporary exemption**, owners and operators shall keep and maintain documentation to support claims of low throughput exemption throughout the temporary exemption and for two years thereafter.

**Remember:** All new and/or modified ASTs (requiring permits) installed on or after July 1, 2010 are required to have Phase I EVR regardless of throughput. All permitted ASTs are also required to have [Standing Loss Control](#) as of April 1, 2013.

**BACKGROUND:** At its November, 2014 Board meeting, the California Air Resources Board (CARB) will consider amending its vapor recovery requirements for aboveground gasoline storage tanks by exempting “**existing**” ASTs with an annual throughput of  $\leq$  18,000 gallons from the requirement to install certified Phase I EVR equipment. For now, CARB staff has announced that these ASTs will be exempt temporarily from the July 1, 2014 deadline to meet the AST Phase I EVR requirements.<sup>3</sup> CARB's February 28, 2014 [Regulatory Advisory](#) describes the State's temporary exemption for existing ASTs and the process to determine whether you are eligible for that exemption.

The Air District will announce whether this temporary exemption will become permanent or modified following any actions taken by CARB after its consideration of amendments to the AST regulations<sup>4</sup>.

#### **More information can be obtained from the following sources:**

-  Magen Holloway, Supervising AQ Specialist at [mholloway@baaqmd.gov](mailto:mholloway@baaqmd.gov) or (415) 749-4785.
-  Scott Owen, Supervising AQ Engineer at [sowen@baaqmd.gov](mailto:sowen@baaqmd.gov) or (415) 749-4693
-  For Air District permit application forms visit: [www.baaqmd.gov/Divisions/Engineering/Application-Forms.aspx](http://www.baaqmd.gov/Divisions/Engineering/Application-Forms.aspx),
-  CARB Engineering and Certification Branch at: (916) 327-0900 or visit CARB website at [www.arb.ca.gov/vapor/vapor.htm](http://www.arb.ca.gov/vapor/vapor.htm)

Wayne Kino  
Director of Enforcement

<sup>1</sup> Existing tanks are tanks installed prior to July 1, 2010. An existing tank may be replaced with a tank of identical capacity without triggering “new” tank requirements if the replacement is equipped with Standing Loss Control.

<sup>2</sup> The California Air Resources Board's February 28, 2014 Regulatory Advisory (“Flexibility Provided to Owners and Operators of Aboveground Gasoline Storage Tanks Subject to 2008 AST Vapor Recovery Regulation”) specifically states that if your AST is within 50 of a residence, school, day care center, or healthcare facility, you must contact your local air district for applicable requirements. These ASTs will be eligible for the exemption in this Air District.

<sup>3</sup> South Coast AQMD, San Diego County APCD, and Santa Barbara County APCD are not allowing the exemption for ASTs  $\leq$  18,000 gallons/year

<sup>4</sup> If CARB does not approve a low-throughput AST exemption, the Air District will also establish a schedule for compliance with the Phase I EVR upgrade.