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Part 5 Rules Spillage of Oil and Polluting Materials

Part 5 Rules, Spillage of Oil and Polluting Materials Overseen by the DEQ, Water Resources Division (WRD)

The complete Part 5 Rules are contained within R 324.2001 to R 324.2009 and may be found at: www.mi.gov/deqwater; click on “Part 5 Rules” in the panel on the left. The information outlined below is intended to provide an abbreviated guidance toward understanding the basics of the Part 5 Rules. The Rules should be reviewed in their entirety to determine applicability and to understand the complete requirements. Additional guidance is also available at the web link listed above.

Getting Started...

Determine if the facility is regulated

Does the facility have “Polluting Materials” in quantities that meet or exceed the respective “Threshold Management Quantity”? (See definitions)

Oil storage capacity

Total > 1,320 gal
Single Tank > 660 gal

Salt

Solid > 5 tons
Liquid > 1,000 gal

Listed Chemicals

Indoors > 2,200 lbs
Outdoors > 440 lbs

Does the facility qualify for any of the **conditional exemptions**? (See R 324.2003)

- Polluting materials stored indoors all in small containers < 10 gal / 100 lbs
- Subject to and in compliance with...
 - SPCC
 - Fire Prevention Code 211 or 213 for UST
 - Hazardous Waste Part 111 Oil / Gas Wells Part 615

Understand the requirements

- Pollution Incident Prevention Plan – PIPP (R 324.2006)
- Certify compliance to DEQ, LEPC & Health Dept (R 324.2006(2))
- Secondary containment – Note different requirements for liquids vs. solids; indoor vs. outdoor storage areas (R 324.2005)
- Surveillance – For timely detection and response to loss of polluting material to prevent release to waters of the state (R 324.2004)
- Release Reporting – Verbal (within 24 hr) and Written Report (within 10 days); See “Release” and “Threshold Reporting Quantity” Definitions; and R 324.2007

Report Releases and Spills

- MI DEQ Pollution Emergency Alerting System (PEAS): 1-800-292-4706
- National Response Center: 1-800-424-8802

Find your local DEQ staff contact on the list located on the DEQ Web site at www.michigan.gov/deq.