

Frequently Asked Questions for Leaking Underground Storage Tank Sites

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How do I know if my property could be contaminated?

- DEQ/Remediation and Redevelopment/
 - Due Care/How do I know if my property could be contaminated?
 - Contaminated Site Information (includes link to Environmental Mapper)
- MDEQ FOIA Request

What are the report submittal deadlines?

- Initial Assessment Report – 180 days after release discovered
- Amend IAR within 30 days if you discover nonaqueous-phase liquid
- Final Assessment Report – 365 days after release discovered
- Closure Report – upon completion of corrective action

Report Submittal Timeframes (continued)

- If corrective actions are completed before the report deadlines, you may omit IAR/FAR, but include all the applicable elements of IAR/FAR in Closure Report.
- The department may grant an extension to a reporting deadline provided in Part 213 (LUST) for good cause upon written request 15 days prior to the deadline.

Should the Closure Report be submitted if institutional controls have not been finalized?

- No.
- Submit Closure Report with any necessary fully executed 3rd party approvals (e.g. MDOT Env. License Agreement), certifications, recording, etc.) as documentation of the basis for concluding that corrective actions have been completed.

What reports can be audited?

- FAR or CR submitted after July 1, 2012 & received within the last 180 days (FAR or CR)/90 days (revised FAR/CR).
- RRD & submitter can agree to an audit extension in writing.
- RRD can ask for supporting documentation to the data and conclusions of IAR.
- The RRD cannot approve/deny a Restrictive Covenant separate from FAR or CR. RRD can sometimes comment on draft RC per request. Model RC is available.

What items are required in FAR or Closure Report in order for audit timeframe to start?

- Cover Sheet (FAR, CR)
- Table of Contents (FAR, CR)
- Notarized Affidavits from the Owner/Operator and Qualified Consultant (CR)
- Certificate(s) of Insurance from QC (CR)
- Signature of QC is required on all report cover sheets.

Which Cover Sheet should be used?

- Supplemental Cover Sheet --additional info i.e. site status, monitoring reports, requested information. Can be reviewed, not audited.
- If response is meant to be a complete FAR/CR, use cover sheet for new or revised FAR/CR. Can be audited.
- Conditional Approval Documentation. When all conditions are completed, FAR/CR approved.

Cover Sheet FAQs

- Site Classification 4 – Closure Report only
- Tier 1 restricted closure is allowed if extent defined, plumes stable, & institutional controls eliminate exposure.
- Tier 2 --Any modeling, testing or data manipulation including statistical evaluation to determine Site Specific Target Levels.
- Original signatures are encouraged; RRD will accept signed pdf and fax copies for cover sheets.

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