



## Comment Letter – Proposed UST Regulations Comments by Greg Breshears, Santa Clara County CUPA

### **§2632. Monitoring and Response Plan Requirements for New Underground Storage Tanks Constructed Pursuant to Section 2631**

(d) All monitoring programs shall include the following:

(1) A ~~written procedure for monitoring, submitted on~~ entered into-submitted through the “~~Underground Storage Tank-UST Tank Information/Monitoring Plan~~” in Title 27, Division 3, Subdivision 1, Chapter 6, submittal element in the California Environmental Reporting System or a local reporting portal which establishes:

- (A) The frequency of performing the monitoring;
- (B) The methods and equipment to be used for performing the monitoring;
- (C) The location(s) where the monitoring will be performed;
- (D) The name(s) and title(s) of the person(s) responsible for performing the monitoring and/or maintaining the equipment;
- (E) The reporting format;
- (F) The preventive maintenance schedule for the monitoring equipment. The maintenance schedule shall be in accordance with the manufacturer's instructions; and
- (G) A description of the training necessary for the operation of both the tank system and the monitoring equipment.

### **§2634. Monitoring and Response Plan Requirements for New Underground Storage Tanks Containing Motor Vehicle Fuel and Constructed Pursuant to Section 2633**

(d)(2) The owner or operator shall prepare a ~~written procedure for routine monitoring, submitted on the “Underground Storage Tank Monitoring Plan” in Title 27, Division 3, Subdivision 1, Chapter 6, which~~ establishes: procedure for monitoring, entered into-submitted through the “UST Tank Information/Monitoring Plan” submittal element in the California Environmental Reporting System or a local reporting portal, which establishes:

- (A) The frequency of performing the monitoring;
- (B) The methods and equipment to be used for performing the monitoring;
- (C) The location(s) where the monitoring will be performed;
- (D) The name(s) and title(s) of the person(s) responsible for performing the monitoring and/or maintaining the equipment;
- (E) The reporting format;
- (F) The preventive maintenance schedule for the monitoring equipment. The maintenance schedule shall be in accordance with the manufacturer's instructions; and
- (G) A description of the training necessary for the operation of both the tank system and the monitoring equipment.

***[Reason for proposed changes: Using the words, “entered into” would allow the UST owner/operator to comply simply by entering DRAFT submittal information into CERS or the local portal without actually submitting the information for review by the Unified Program Agency.]***