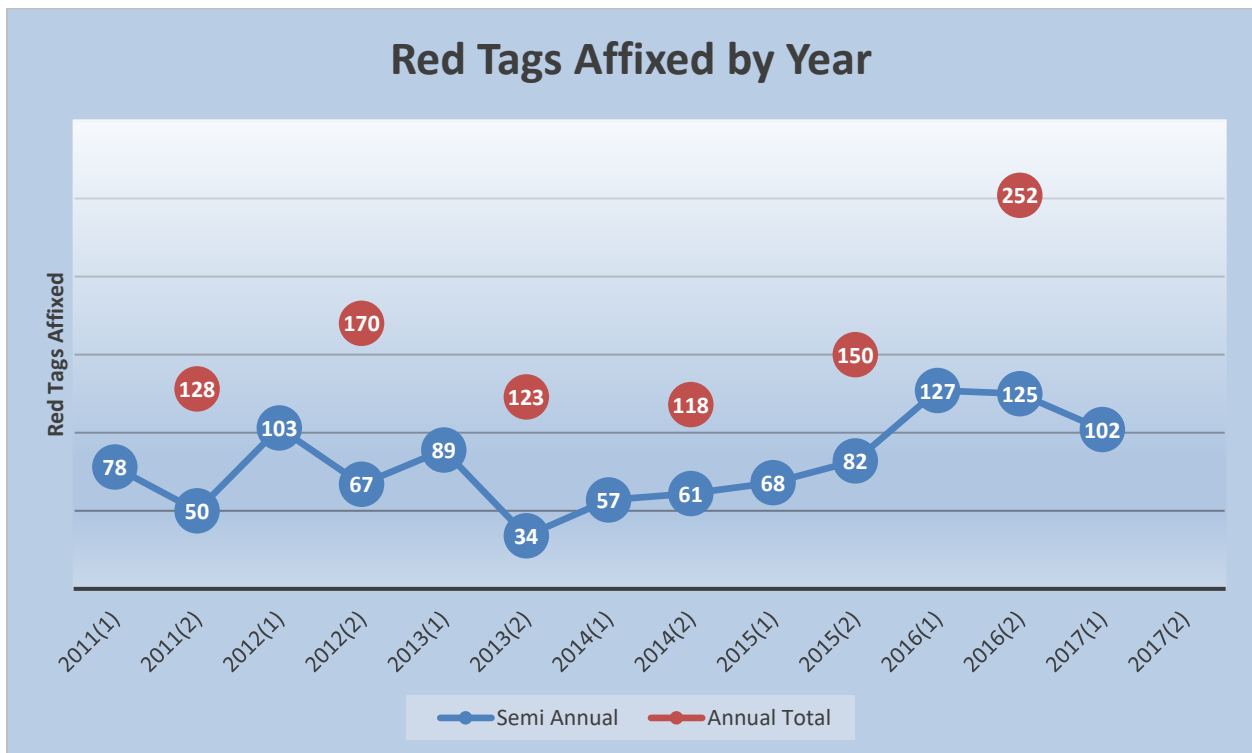




UST Program Update October 2017

Red Tag and Fill Pipe Bag Requirements

The State Water Resources Control Board (State Water Board) has observed a general increase in the use of red tags over the past several years (chart below). The red tag is a very powerful enforcement tool available the Unified Program Agencies (UPAs), however the State Water Board has observed the red tags are not consistently affixed in accordance with California Code of Regulations, title 23, division 20, chapter 16, section 2717.1. The red tag must always be affixed to the fill pipe and visible to anyone attempting to deliver product. The fill pipe bag by regulation, while recommended, is optional. The State Water Board recommends installing both the fill pipe bag and red tag because of the visual impact and the physical covering of the fill pipe, however the red tag must be attached at a minimum.



For questions regarding the red tag and fill pipe bag requirements or request for red tag supplies, please contact Mr. Tom Henderson at (916) 319-9128 or tom.henderson@waterboards.ca.gov.

Office of Enforcement Settles Cleanup Fund Case

The State Water Board's Office of Enforcement recently reached a settled agreement with Aqua Science Engineers of Contra Costa and Orange County over allegations of overbilling and other abuses against the Underground Storage Tank Cleanup Fund. The environmental consulting company agreed to pay an administrative civil liability of \$50,000 and to cease all work on projects funded by the State Water Board. Aqua Science Engineers and its principals, David M. Schultz and David G. Allen, are disqualified from the cleanup fund and all its subaccounts under the terms of the settlement.

Aqua Science Engineers, incorporated in 1985, provides environmental consulting services throughout California, including Alameda, Contra Costa, Los Angeles, Orange, Riverside, Inyo, and Imperial counties. The State Water Board alleged misrepresentations with reimbursement requests containing ASE costs, including billing for labor which did not occur, charges for remediation systems that were never used, and related misrepresentations made in ASE's invoices and technical reports. The settlement agreement can be viewed reached on the Office of Enforcement's website:

https://www.waterboards.ca.gov/press_room/press_releases/2017/ase_settlement.pdf