

**STATE WATER RESOURCES CONTROL BOARD  
RESOLUTION NO. 2025-0025**

**ADOPTING AMENDMENTS FOR FULL REWRITE OF THE  
UNDERGROUND STORAGE TANK REGULATIONS IN CALIFORNIA CODE  
OF REGULATIONS, TITLE 23, DIVISION 3, CHAPTER 16 (COMMENCING  
WITH SECTION 2610)**

**WHEREAS:**

1. The State Water Resources Control Board (State Water Board) is responsible for regulation of underground storage tanks (USTs) in California under chapter 6.7 of the Health and Safety Code (commencing with section 25280).
2. The State Water Board adopted California Code of Regulations, title 23, division 3, chapter 16 (commencing with section 2610) to implement chapter 6.7 of the Health and Safety Code (UST Regulations).
3. The proposed amendments to the UST Regulations would:
  - a. Make the regulations consistent with current technology and operational practices, including deleting deadlines that have passed, to better protect public health, safety, and the environment by reducing the risk of releases of hazardous substances to the environment;
  - b. Implement amendments to the Health and Safety Code enacted by Chapter 536, Statutes of 2012, Chapter 547, Statutes of 2014, Chapter 721, Statutes of 2018, and Chapter 207, Statutes of 2023, including the requirement to permanently close all USTs that meet either of the conditions in subdivision (a) of section 25292.05, commonly referred to as single-walled USTs;
  - c. Reorganize the regulations to rearrange the order in which topics are presented, grouping like subjects together in separate articles for ease of use; and
  - d. Change terminology for greater specificity, clarity, and consistency, including distinguishing between the two types of local agencies by replacing the term “local agency” with the terms “Unified Program Agency” or “Cleanup Oversight Agency as applicable throughout the regulations.

4. State Water Board staff hosted a series of focus workgroups via Microsoft Teams and conference calls consisting of State Water Board staff, select UST regulators, and select representatives from the UST industry including UST testers and installers, and reached out to other members of industry for insight related to the proposed forms and cost of implementing specific actions of the proposed regulations.
5. The State Water Board published and distributed a Notice of Proposed Regulatory Action on November 22, 2024. The 45-day public comment period was extended 10 days at the request of commentors and ended on January 17, 2025. State Water Board staff held a public hearing on January 13, 2025. Responses to all written comments, including late comments, and comments made during the public hearing are contained in the Final Statement of Reasons.
6. The State Water Board published and distributed a Notice of Modification to Text of Proposed Regulations and the modified text of the proposed regulations on May 2, 2025, for a 15-day public comment period that ended on May 19, 2025. Responses to all timely comments received on the modifications to the proposed regulations are contained in the Final Statement of Reasons.
7. The proposed UST Regulations include certain changes from the modified text that are non-substantial or solely grammatical in nature. These changes are identified and discussed in the Final Statement of Reasons.

THEREFORE BE IT RESOLVED THAT:

The State Water Board:

1. Adopts the amendments to California Code of Regulations, title 23, division 3, chapter 16, by repealing the existing UST Regulations (Attachment A) and adopting the proposed UST Regulations (Attachment B);
2. Authorizes the Executive Director or designee to transmit the regulations to the Office of Administrative Law for approval and filing with the Secretary of State; and

3. Authorizes the Executive Director or designee to make any non-substantive revisions to the regulations to address any concerns of the Office of Administrative Law.

### **CERTIFICATION**

The undersigned Clerk to the Board does hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the State Water Resources Control Board held on September 3, 2025.

AYE: Chair E. Joaquin Esquivel  
Vice Chair Dorene D'Adamo  
Board Member Sean Maguire  
Board Member Laurel Firestone  
Board Member Nichole Morgan

NAY: None

ABSENT: None

ABSTAIN: None

  
\_\_\_\_\_  
Courtney Tyler  
Clerk to the Board