

Aboveground Petroleum Storage Act (APSA) Checklist Summary of Violations



This is an inspection element checklist of common types of violations of Federal, State, or local laws and regulations. For specific details about your inspection, refer to your Notice to Comply (NTC).

VIOLATION CODE	AUTHORITY	DESCRIPTION
Permit		
Q087	HSC 6.11 25404.1	Facility has active permit for aboveground petroleum storage
Annual Submittals		
Q090	SCC 6.35.040; HSC 6.67 25270.6(a)(1), 25270.6(a)(2)	Adequate completion/submission of HMBP and if necessary Tank Facility Statement
Q917	HSC 6.11 25404(e)(4)	Program data reported electronically when required
Q092	HSC 6.67 25270.6(b)	APSA program fee paid
Requirement to Prepare and Implement SPCC (40 CFR 112.3)		
Q004	40 CFR 112.3; HSC 6.67 25270.4.5(a)	SPCC Plan has been prepared and implemented
Q002	40 CFR 112.3(e)(1); HSC 6.67 25270.4.5(a)	SPCC Plan maintained onsite (if facility staffed 4 hours/day)
Q001	40 CFR 112.3(d); HSC 6.67 25270.4.5(a)	Professional engineer has reviewed and properly certified the SPCC Plan
Q799	HSC 6.67 25270.4.5(a); 40 CFR 1 112.20(e)	Professional engineer attestations not complete
Q800	HSC 6.67 25270.4.5(a); 40 CFR 1 112.3(d)(1)	Containment for qualified oil-filled operational equipment
Q802	HSC 6.67 25270.4.5(a); 40 CFR 1 112.7(k)	Facility has amended SPCC Plan as necessary
SPCC Amendments (40 CFR 112.5 & 112.6)		
Q005	40 CFR 112.5(a); HSC 6.67 25270.4.5(a)	Facility has amended SPCC Plan as necessary
Q006	40 CFR 112.5(b); HSC 6.67 25270.4.5(a)	5 year review performed on SPCC Plan and documented
Q794	HSC 6.67 25270.4.5(a); 40 CFR 1 112.5(c)	Professional engineer certification of technical amendments
General SPCC Requirements (40 CFR 112.5 & 112.7)		
Q020	40 CFR 112.5(c), 112.7(a)(2); HSC 6.67 25270.4.5(a)	Alternative environmental equivalence in SPCC Plan certified by PE
Q025	40 CFR 112.7(a)(3); HSC 6.67 25270.4.5(a)	SPCC Plan contains an adequate facility diagram
Q023	40 CFR 112.7(a)(3), 112.7(a)(3)(i), 112.7(a)(3)(ii), 112.7(a)(3)(iii), 112.7(a)(3)(iv), 112.7(a)(3)(v), 112.7(a)(3)(vi); HSC 6.67 25270.4.5(a)	SPCC Plan addresses facility layout, operations, discharge prevention methods and containers
Q024	40 CFR 112.7; HSC 6.67 25270.4.5(a)	SPCC Plan follows seq/cross ref, good eng'ing. practices, has mgt. approval, in writing, procedures
Q026	40 CFR 112.7(a)(4); HSC 6.67 25270.4.5(a)	SPCC Plan contains procedures for reporting a discharge
Q027	40 CFR 112.7(a)(5); HSC 6.67 25270.4.5(a)	Discharge procedures are addressed if the facility has no response Plan under 40 CFR 112.20
Q028	40 CFR 112.7(b); HSC 6.67 25270.4.5(a)	SPCC Plan predicts the extent that could result from a discharge due to equipment failure
Q029	40 CFR 112.7(c); HSC 6.67 25270.4.5(a)	SPCC Plan addresses the appropriate containment/diversionary structures/equipment
Q030	40 CFR 112.7(d); HSC 6.67 25270.4.5(a)	Impracticability of containment/diversionary structures denoted/demonstrated impracticable by a PE
Q031	40 CFR 112.7(d)(1); HSC 6.67 25270.4.5(a)	If claiming impracticability of containment/diversionary structures a contingency Plan is included

Q032	40 CFR 112.7(d)(2); HSC 6.67 25270.4.5(a)	If claiming impracticability of containment/diversionary structures a written commitment is included
Q033	40 CFR 112.7(e); HSC 6.67 25270.4.5(a)	Inspections/tests conducted in accordance with written procedures; records maintained for 3 years
Q034	40 CFR 112.7(f)(1); HSC 6.67 25270.4.5(a)	Training provided for op/maint of equip, discharge procedures, laws/regs, general fac ops, and SPCC
Q035	40 CFR 112.7(f)(2); HSC 6.67 25270.4.5(a)	Accountable person designated to report to management for discharge prevention
Q036	40 CFR 112.7(f)(3); HSC 6.67 25270.4.5(a)	Spill prevention briefings are conducted annually
Q037	40 CFR 112.7(g); HSC 6.67 25270.4.5(a)	SPCC Plan addresses site security, lockout/tag out, and lighting
Q038	40 CFR 112.7(g); HSC 6.67 25270.4.5(a)	Handling areas and drain valves secure, starter controls locked, un/load connect secured, lighting
Q039	40 CFR 112.7(h); HSC 6.67 25270.4.5(a)	SPCC Plan adequately discuss facility tank car and tank truck loading/unloading rack
Q040	40 CFR 112.7(h)(1); HSC 6.67 25270.4.5(a)	Un/loading Racks: Containment system can hold max capacity of single largest container, tank, car
Q041	40 CFR 112.7(h)(2); HSC 6.67 25270.4.5(a)	Un/loading Racks: Vehicular departure system in place
Q042	40 CFR 112.7(h)(3); HSC 6.67 25270.4.5(a)	Un/loading Racks: Lowermost drains/outlets inspected prior to filling/departure of truck
Q795	HSC 6.67 25270.4.5(a); 40 CFR 1 112.7(i)	Brittle fracture evaluation documentation
Q796	HSC 6.67 25270.4.5(a); 40 CFR 1 112.7(a)(3)(i)	Oil type and storage capacity of storage containers
Q797	HSC 6.67 25270.4.5(a); 40 CFR 1 112.7(a)(3)(iv)	Countermeasures for discharge discovery, response, and cleanup
Q798	HSC 6.67 25270.4.5(a); 40 CFR 1 112.7(a)(3)(v)	Disposal methods
Q803	HSC 6.67 25270.4.5(a); 40 CFR 1 112.8(b)(1)	Properly control facility drainage from diked storage areas
Q804	HSC 6.67 25270.4.5(a); 40 CFR 1 112.7(c)	Inadequate containment
Q806	HSC 6.67 25270.4.5(a); 40 CFR 1 112.5(a), 112.5(b)	Implement SPCC Plan amendments
Q022	40 CFR 112.7(a)(3); HSC 6.67 25270.4.5(a)	Adequate physical facility layout of facility included in SPCC
SPCC Requirements for Onshore Facilities (40 CFR 112.8)		
Q045	40 CFR 112.8(b); HSC 6.67 25270.4.5(a)	Facility drainage adequately discussed
Q046	40 CFR 112.8(b)(2); HSC 6.67 25270.4.5(a)	Valves used for drainage controlled to prevent a discharge
Q058	40 CFR 112.8(b)(3), 112.8(b)(4); HSC 6.67 25270.4.5(a)	Drainage from undiked areas or diversion systems designed to retain final discharge to facility
Q060	40 CFR 112.8(b)(5); HSC 6.67 25270.4.5(a)	Two lift pumps provided for more than one treatment unit
Q061	40 CFR 112.8(c); HSC 6.67 25270.4.5(a)	Adequate discussion regarding bulk storage tanks located at the facility
Q062	40 CFR 112.8(c)(1); HSC 6.67 25270.4.5(a)	Material and construction of all containers are compatible with the material stored
Q063	40 CFR 112.8(c)(2); HSC 6.67 25270.4.5(a)	Adequate secondary containment provided and maintained
Q064	40 CFR 112.8(c)(2); HSC 6.67 25270.4.5(a)	Containment systems are sufficiently impervious to contain oil
Q065	40 CFR 112.8(c)(3)(i); HSC 6.67 25270.4.5(a)	Containment bypass valves closed when not draining rainwater
Q066	40 CFR 112.8(c)(3)(ii); HSC 6.67 25270.4.5(a)	Run-off rainwater for diked areas is inspected
Q068	40 CFR 112.8(c)(3)(iv); HSC 6.67 25270.4.5(a)	Records maintained of drainage from diked areas
Q069	40 CFR 112.8(c)(5); HSC 6.67 25270.4.5(a)	Partially buried tanks have corrosion protection
Q070	40 CFR 112.8(c)(6); HSC 6.67 25270.4.5(a)	Tank inspections include supports, foundations, deterioration, discharges and comparison records
Q071	40 CFR 112.8(c)(6); HSC 6.67 25270.4.5(a)	Integrity testing performed to industry standards by a qualified person

Q072	40 CFR 112.8(c)(6); HSC 6.67 25270.4.5(a)	After material repairs, tank has been tested by a qualified person
Q073	40 CFR 112.8(c)(7); HSC 6.67 25270.4.5(a)	Steam return/exhaust lines that discharge to watercourse are monitored or have treatment system
Q074	40 CFR 112.8(c)(8)(i), 112.8(c)(8)(ii), 112.8(c)(8)(iii), 112.8(c)(8)(iv); HSC 6.67 25270.4.5(a)	Each container has a high level monitoring device
Q075	40 CFR 112.8(c)(8)(v); HSC 6.67 25270.4.5(a)	Liquid level sensing devices tested to ensure proper operation
Q076	40 CFR 112.8(c)(9); HSC 6.67 25270.4.5(a)	Discharge from effluent treatment facilities which discharge to navigable waterways observed
Q077	40 CFR 112.8(c)(10); HSC 6.67 25270.4.5(a)	Cause(es) of leaks promptly corrected
Q078	40 CFR 112.8(c)(11); HSC 6.67 25270.4.5(a)	Adequate secondary containment provided for mobile/portable storage tanks
Q079	40 CFR 112.8(c)(11); HSC 6.67 25270.4.5(a)	Mobile/portable storage containers positioned to prevent discharge to navigable waters
Q080	40 CFR 112.8(d)(1); HSC 6.67 25270.4.5(a)	Exposed buried piping is inspected for deterioration and addressed if deterioration found
Q081	40 CFR 112.8(d)(1); HSC 6.67 25270.4.5(a)	Buried piping cathodically protected, buried lines inspected and addressed if deterioration found
Q082	40 CFR 112.8(d)(2); HSC 6.67 25270.4.5(a)	Terminal connection at transfer point is blank flanged or capped and origin marked if not in service
Q083	40 CFR 112.8(d)(3); HSC 6.67 25270.4.5(a)	Pipe supports designed to minimize abrasion, corrosion, and allow for expansion/contraction
Q084	40 CFR 112.8(d)(4); HSC 6.67 25270.4.5(a)	Aboveground valves, piping, and appurtenances are regularly inspected
Q085	40 CFR 112.8(d)(4); HSC 6.67 25270.4.5(a)	Periodic integrity/leak testing performed on buried piping
Q086	40 CFR 112.8(d)(5); HSC 6.67 25270.4.5(a)	Vehicle traffic warned of aboveground piping or transfer operations
Q805	HSC 6.67 25270.4.5(a); 40 CFR 1 112.3	Implement SPCC Plan
Other Facility Requirements		
Q088	HSC 6.67 25270.2(a)(4)	Oil filled electrical equipment exclusions have been met
Q019	40 CFR 112.2; HSC 6.67 25270.4.5(a)	All/any permanently closed tanks are properly closed under the definition in 40 CFR 112.2
Q091	HSC 6.67 25270.8	Spills of one barrel or more reported to EMD and the California OES Warning Center
Q801	HSC 6.67 25270.4.5(a); 40 CFR 1 112.7(d)	Secondary Containment Impracticability – Testing
Q089	HSC 6.67 25270.4.5(a)	SPCC prepared and implemented
Conditionally Exempt Facilities (farm, nursery, logging or construction site)		
Q093	HSC 6.67 25270.4.5(b)(1)	Exempt facility conducts daily inspections of tanks/containers, piping/valves, supports/foundations
Tanks in Underground Areas (TIUGA)		
Q919	HSC 6.67 25270.2(o)(C)(iv)	Secondary containment and leak detection for TIUGA piping
Q920	HSC 6.67 25270.2(a)(8)	Excluded TIUGA with less than 55-gallon capacity

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RETURN TO COMPLIANCE STATEMENT

This Return to Compliance Statement must be returned to EMD within 19 days of your facility's inspection for Priority Corrective Action violations and within 35 days for all other violations (unless otherwise noted on the Notice to Comply.) Also include copies of any proof of compliance documents (e.g. photos, copies of manifests/disposal records or receipts, or other original paperwork.)

Compliance Certification

1. I certify that the violations noted on the Notice to Comply (and accompanying inspection checklists) have been corrected in the manner indicated below.
2. I have personally examined any attached documentation submitted as proof of compliance and I believe the information to be true, accurate and complete.
3. I am aware that there are significant penalties for submitting false information and/or for non-compliance with violations noted.
4. I declare under penalty of perjury that the foregoing certification is true and correct.

Executed at: _____, California Date: _____

Facility Name: _____ Facility ID# (FA): _____

Signature: _____ Printed Name: _____

Position/Title: _____

SUMMARY OF VIOLATION COMPLIANCE ACTION

Violation Code	Check Type of Evidence Submitted			Violation Code	Check Type of Evidence Submitted			Violation Code	Check Type of Evidence Submitted		
	Photo	Paperwork	Statement		Photo	Paperwork	Statement		Photo	Paperwork	Statement
Q087	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Q037	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Q073	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Q090	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Q038	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Q074	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Q917	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Q039	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Q075	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Q092	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Q040	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Q076	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Q004	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Q041	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Q077	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Q002	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Q795	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Q078	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Q001	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Q796	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Q080	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Q799	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Q797	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Q081	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Q800	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Q798	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Q082	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Q802	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Q803	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Q083	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Q005	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Q804	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Q084	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Q006	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Q806	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Q085	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Q794	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Q022	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Q086	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Q020	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Q045	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Q805	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Q025	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Q046	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Q088	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Q023	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Q058	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Q019	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Q024	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Q060	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Q091	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Q026	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Q061	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Q801	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Q027	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Q062	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Q089	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Q028	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Q063	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Q093	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Q029	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Q064	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Q919	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Q030	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Q065	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Q920	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Q031	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Q066	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>				
Q032	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Q068	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>				
Q033	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Q069	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>				
Q034	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Q070	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>				
Q035	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Q071	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>				
Q036	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Q072	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>				

Statements:

