

PROPOSED STATE RULES

By law, public notice of proposed rules must be given by publication in newspapers of record. The purpose of these notices is to give the public a chance to respond to the proposals. The public notices for administrative rules are now also available online at <https://secure.vermont.gov/SOS/rules/>. The law requires an agency to hold a public hearing on a proposed rule, if requested to do so in writing by 25 persons or an association having at least 25 members.

To make special arrangements for individuals with disabilities or special needs please call or write the contact person listed below as soon as possible.

To obtain further information concerning any scheduled hearing(s), obtain copies of proposed rule(s) or submit comments regarding proposed rule(s), please call or write the contact person listed below. You may also submit comments in writing to the Legislative Committee on Administrative Rules, State House, Montpelier, Vermont 05602 (802-828-2231).

Aboveground Storage Tank Rules.

Vermont Proposed Rule: 24P012

AGENCY: Agency of Natural Resources, Environmental Conservation

CONCISE SUMMARY: This rule is required by 10 V.S.A. section 1929a(c). The existing rule sets tank design and installation standards, tank inspection requirements, and protocols for reporting and managing noncompliant tanks. The proposed amended rule includes additional requirements for new tank system installations, adds phased in installation requirements for existing tank system, and proposes a new yellow tag provision for addressing noncompliant tanks by allowing limited fuel deliveries to noncompliant tanks that do not pose an immediate threat to the environment. Although continued operation of noncompliant tanks is potentially problematic, an immediate prohibition of further deliveries of fuel oil (i.e., red tagging) is a major concern, as existing rules jeopardize the health and safety of Vermont residents that rely on oil heat. Additionally, the proposed amended rules provide additional rule applicability clarifications and new technical definitions and modify the tank inspection interval from 3 to 4 years.

FOR FURTHER INFORMATION, CONTACT: Anna Bourakovsky, Agency of Natural Resources, Department of Environmental Conservation, 1 National Life Drive, Davis 1, Montpelier VT 05620-3704 Tel: 802-477-2981 Email: anna.bourakovsky@vermont.gov URL: <https://dec.vermont.gov/waste-management/storage-tanks>.

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