

<p><b>APPLICATION REVIEW CHECKLIST</b></p> <p><b>LAND PROTECTION DIVISION</b> <b>HAZARDOUS WASTE PROGRAM</b></p>  <p><b>OKLAHOMA DEPARTMENT</b> <b>OF</b> <b>ENVIRONMENTAL QUALITY</b></p>	Facility Name: _____ Facility ID No.: _____ ODEQ Permit No.: _____ Reference No.: _____ Application Type: _____ Date: _____ (New/Modify/Renewal)	40 CFR 264 Subpart J <u>TANKS</u>
	Administrative Reviewer: _____ Start Date: _____ Completion Date: _____ Technical Reviewer: _____ Start Date: _____ Completion Date: _____ Issuance Deadline: _____	ODEQ Form Number XXX - XXX
		Shaded areas for ODEQ use only

ITEM #	FEDERAL REGULATIONS 40 CFR	STATE REGULATIONS OAC 252:205	GENERAL DESCRIPTION	INFO LOCATION	ADMIN. COMPLETE	TECHNICALLY COMPLETE	REMARKS
					YES/NO/NA	YES/NO/NA	

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					YES/NO/NA	YES/NO/NA	
<b>APPLICABILITY - 264.190</b>							
To all facilities that use tank systems for storing or treating hazardous waste, except as in (a), (b), and (c), of 264.1.							
TT-1	264.190(a)		Tank systems that contain no free liquid, located inside a building and on an impervious floor are exempted from 264.193. Method 9095 (Paint Filter Liquids Test) to demonstrate free liquids.				
TT-2	264.190(b)		Tank systems including sumps that serve as secondary containment exempted from 264.193(a)				
TT-3	264.190(c)		Tanks, sumps used in conjunction with drip pads must meet requirements of this subpart				
<b>ASSESSMENT OF EXISTING TANK SYSTEM'S INTEGRITY - 294.191</b>							
TT-4	264.191(a)		For each tank system without secondary containment, the facility must determine the tank system is not leaking or unfit to use. Except as in paragraph (c) of this section , must have an integrity assessment (270.11(d)) by an independent PE by 1/12/88				
TT-5	264.191(b)		Assessment showing the tank system is adequately designed, sufficiently strong, and compatible with wastes such that it will not fail. The assessment must contain:				
TT-6	264.191(b)(1)		Design standards for tanks and ancillary equipment				
TT-7	264.191(b)(2)		Hazardous characteristics of waste handled				
TT-8	264.191(b)(3)		Existing corrosion protection				
TT-9	264.191(b)(4)		Age of tank				

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					YES/NO/NA	YES/NO/NA	
TT-10	264.1919b)(5)		Results of a leak test, internal inspection, or integrity examination such that:  (1) For non-enterable underground tanks, must account the effects of temperature variations, tank end deflection, vapor pockets, and water table effects, and  (2) For other than non-enterable underground tanks and ancillary equipment, must include either a leak test or an integrity examination certified by an independent P.E. that addresses cracks, leaks, corrosion and erosion				
TT-11	264.191(c)		For wastes that become hazardous after July 14, 1986, must conduct assessment within 12 months				
TT-12	264.191(d)		Tanks unfit to be used as result of paragraph (a) of this section, must comply with 264.196				
<b>DESIGN AND INSTALLATION OF NEW TANK SYSTEMS AND COMPONENTS - 264.192</b>							
TT-13	264.192(a)		The facility must submit a written assessment, by an independent P.E., attesting that the tank system has adequate foundation, support, seams, connection, pressure controls, structural integrity, compatibility with wastes, that it will not fail. Must include:				
TT-14	264.192(a)(1)		Design standards				
TT-15	264.192(a)(2)		Hazardous characteristics				

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					YES/NO/NA	YES/NO/NA	
TT-16	264.192(a)(3)		<p>For tank systems in contact with soil or water, a corrosion expert's determination:</p> <p>(1) Factors affecting potential for corrosion:</p> <ul style="list-style-type: none"> <li>a. Soil moisture</li> <li>b. Soil pH</li> <li>c. Soil sulfides</li> <li>d. Soil resistivity</li> <li>e. Structure to soil potential</li> <li>f. Influence of nearby underground metals structures</li> <li>g. Existence of stray electric current</li> <li>h. Existing corrosion protection measures</li> </ul> <p>(2) Type and degree of external corrosion protection:</p> <ul style="list-style-type: none"> <li>a. Corrosion-resistant material</li> <li>b. Corrosion-resistant coating</li> <li>c. Electrical isolation devices</li> </ul>				
TT-17	264.192(a)(4)		Measures to protect tank systems from vehicular traffic damage				
TT-18	264.192(a)(5)		<p>Design considerations:</p> <ul style="list-style-type: none"> <li>(i) Tank foundation</li> <li>(ii) Anchor system</li> <li>(iii) Frost heave</li> </ul>				

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					YES/NO/NA	YES/NO/NA	
TT-19	264.192(b)		Proper handling procedures during installation. An independent P.E. or a qualified installation inspector must inspect:  (1) Weld breaks  (2) Punctures  (3) Scrapes of protective coatings  (4) Cracks  (5) Corrosion  (6) Other damage  Deficiencies must be remedied before covered, enclosed, or placed in use.				
TT-20	264.192(c)		Backfill material must be noncorrosive, porous, homogenous, and supportive.				
TT-21	264.192(d)		Test for tightness. Deficiencies must be remedied before covered, enclosed, or placed in use.				
TT-22	264.192(e)		Ancillary equipment must be supported and protected.				
TT-23	264.192(f)		Must provide corrosion protection, as in paragraph (a)(3) of this section.				
TT-24	264.192(g)		Must keep record of all certifications, also as required in 270.11(d)				
<b>CONTAINMENT AND DETECTION OF RELEASES - 264.193</b>							
TT-25	264.193(a)		Requirements to have secondary containment, except as provided in paragraphs (f) or (g) of this section:				

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					YES/NO/NA	YES/NO/NA	
TT-26	264.193(a)(1)		For new systems prior to putting into service				
TT-27	264.193(a)(2)		For existing tank systems storing F020 through F027, within 2 years after 1/12/87				
TT-28	264.193(a)(3)		For existing tank systems with documented age, within 2 years after 1/12/87, or 15 years, whichever later				
TT-29	264.193(a)(4)		For existing tank systems with no documented age, within 8 years of 1/12/87; but if facility is more than 7 years, within 2 years after 1/12/87 or facility reaches 15 years, whichever later				
TT-30	264.193(a)(5)		For tank systems that store or treat materials that become hazardous waste subsequent to 1/12/87, within the period required in paragraphs (a)(1) to (a)(4) of this section, except that the date that the material becomes a hazardous waste must be used in place of 1/12/87.				
TT-31	264.193(b)		Secondary containment systems must be:				
TT-32	264.193(b)(1)		Designed, installed, and operated to prevent migration to the environment				
TT-33	264.193(b)(2)		Capable of detecting and collecting releases				
TT-34	264.193(c)		To meet paragraph (b) of this section above, the secondary containment systems must be:				
TT-35	264.193(c)(1)		Constructed of materials compatible with wastes and sufficient strength				
TT-36	264.193(c)(2)		Placed on sound foundation				
TT-37	264.193(c)(3)		Provided a leak detection system to detect leak within 24 hrs.				
TT-38	264.193(c)(4)		Sloped to remove liquids				

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					YES/NO/NA	YES/NO/NA	
TT-39	264.193(d)		Secondary containment for tanks must include one or more:				
TT-40	264.193(d)(1)		A liner				
TT-41	264.193(d)(2)		A vault				
TT-42	264.193(d)(3)		A double-walled tank, or				
TT-43	264.193(d)(4)		An approved equivalent device				
TT-44	264.193(e)		In addition to paragraphs (b), (c), and (d) of this section, the secondary containment systems must satisfy:				
TT-45	264.193(e)(1)		External liner systems must:  (1) Contain 100% of the largest tank's capacity  (2) Prevent run-on or infiltration. Additional capacity to hold 25-year, 24-hour rainfall event  (3) Have no cracks and gaps  (4) Completely surround the tank				

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TT-46	264.193(e)(2)		Vault systems must: (1) Contain 100% of the largest tank's capacity (2) Prevent run-on or infiltration. Additional capacity to hold 25-year, 24-hr rainfall event (3) Have water stops at all joints (4) Have an impermeable interior coating or lining (5) Protect ignition vapors, if wastes meet: a. Ignitability, 262.21 b. Reactivity, 262.21 (6) Have an external moisture barrier				
TT-47	264.193(e)(3)		Double-walled tanks must: (i) Be an integral structure (ii) Be protected from corrosion (iii) Have a continuous leak detection system to detect releases within 24 hours				

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					YES/NO/NA	YES/NO/NA	
TT-48	264.193(f)		Ancillary equipment must have secondary containment as req. in paragraphs (b) and (c) of this section, except:  (1) Visually inspected daily above-ground piping  (2) Visually inspected daily welded flanges, joints, and connection  (3) Visually inspected daily sealless pumps and valves  Visually inspected daily pressurized above-ground piping systems with automatic shut off devices				
TT-49	264.193(g)		Variance from the req. of this section as a result of a demonstration				
TT-50	264.193(g)(1)		In deciding whether to grant a variance based on protection of ground and surface waters, the agency will consider:  (i) Nature and quantity of wastes  (ii) Proposed design  (iii) Hydrogeology  (iv) Other factors				
TT-51	264.193(g)(2)		To decide whether to grant a variance based on no potential hazard, the agency will consider:  (4) Adverse effects on ground and surface waters and land:  a. Characteristics of wastes  b. Hydrogeology  c. Human health risk  d. Damage to wildlife, crops, vegetation, and physical structures				

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					YES/NO/NA	YES/NO/NA	
(cont.)			e. Persistence and permanence (5) Adverse effects of a release on groundwater quality: a. Quality, quantity, and direction of groundwater flow b. Proximity and withdrawal rates of groundwater users c. Current and future uses d. Existing groundwater quality (6) Adverse effects of a release on surface water quality: a. Quality, quantity, and direction of surface water flow b. Rainfall patterns c. Proximity of tank systems to surface water d. Current and future uses of surface water and any water quality standards e. Existing quality of surface water (7) Adverse effects of a release on the surrounding land: a. Rainfall patterns current and future uses of surrounding land				

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					YES/NO/NA	YES/NO/NA	
TT-52	264.193(g)(3)		<p>Facility with a granted variance in accordance with paragraph (g)(1) of this section, when a release has occurred but not beyond the control zone, must:</p> <p>(8) Comply with reqs 264.196, except (d), and</p> <p>(9) Decontaminate and remove soil to:</p> <p>a. Enable the tank systems to reach the same detection capability as before the release</p> <p>b. Prevent migration of wastes to ground or surface water</p> <p>(10) If soil can not be decontaminated or removed, comply with 264.197(b)</p>				
TT-53	264.193(g)(4)		<p>Facility with a granted variance in accordance with paragraph (g)(1) of this section, when a release has occurred and migrated beyond the control zone, must:</p> <p>(11) Comply with 264.196 (a), (b), (c), and (d)</p> <p>(12) Prevent migration to water, decontaminate, and remove soil. If can not do so or the groundwater has been contaminated, must comply with 264.197(b); and</p> <p>(13) Install secondary containment if repair, replace, or reinstall the tank systems</p>				
TT-54	264.193(h)		Procedures when requesting for a variance from secondary containment				

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					YES/NO/NA	YES/NO/NA	
TT-55	264.193(h)(1)		Must notify in writing according to the following schedule:  For existing tank systems, at least 24 months prior to the date that secondary containment must be provided in accordance with paragraph (a) of this section  For new tank, at least 30 days before a contract for installation				
TT-56	264.193(h)(2)		Submit steps of demonstration and timelines. Must address paragraphs (g)(1) and (2) of this section				
TT-57	264.193(h)(3)		The demonstration must be completed within 180 days after notification to conduct demonstration				
TT-58	264.193(h)(4)		If a variance is granted, must construct and operate as demonstrated				
TT-59	264.193(i)		All tank systems w/o secondary containment must comply with the following:				
TT-60	264.193(i)(1)		For non-entered underground tanks, a leak test as 264.191(b)(5) must be conducted annually				
TT-61	264.193(i)(2)		For other than non-entered underground tanks, must conduct a leak test as in paragraph (i)(1) of this section or a schedule and procedure for an overall assessment				
TT-62	264.193(i)(3)		For ancillary equipment, a leak test must be conducted annually				
TT-63	264.193(i)(4)		The facility must keep record of the assessments conducted according to paragraphs (i)(1) through (i)(3) of this section				
TT-64	264.193(i)(5)		The facility must comply with 264.196 when leaking				
<b>GENERAL OPERATING REQUIREMENTS - 264.194</b>							

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					YES/NO/NA	YES/NO/NA	
TT-65	264.194(a)		Hazardous wastes or treatment reagents must not be placed in a tank system if they cause adverse effects				
TT-66	264.194(b)		The facility must use appropriate controls and practices to prevent spillage, including:				
TT-67	264.194(b)(1)		Spill prevention controls				
TT-68	264.194(b)(1)		Overfill prevention controls				
TT-69	264.194(b)(1)		Maintenance of adequate freeboard				
TT-70	264.194(c)		The facility must comply with 264.196 if a leak or spill occurs				
<b>INSPECTIONS - 264.195</b>							
TT-71	264.195(a)		The facility must develop and follow a schedule and procedure for inspection of overfill controls				
TT-72	264.195(b)		The facility must inspect each operating day:				
TT-73	264.195(b)(1)		The aboveground portions				
TT-74	264.195(b)(2)		Data gathered from monitoring and leak detection equipment				
TT-75	264.195(b)(3)		The construction materials and surrounding areas				
TT-76	264.195(c)		The facility must inspect the cathodic protection system:				
TT-77	264.195(c)(1)		Proper operation must be confirmed within six months after installation and annually thereafter; and				
TT-78	264.195(c)(2)		Impressed current must be inspected at least bi-monthly				
TT-79	264.195(d)		The facility must document records of inspection as req by paragraphs (a) through (c) of this section				

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					YES/NO/NA	YES/NO/NA	
<b>RESPONSE TO LEAKS OR SPILLS AND DISPOSITION OF LEAKING OR UNFIT-FOR-USE SYSTEMS - 264.196</b>							
A tank system unfit for use must be removed from service immediately and must satisfy:							
TT-80	264.196(a)		Cessation of use; prevent flow or addition of wastes				
TT-81	264.196(b)		Removal of wastes from tank system or secondary containment system				
TT-82	264.196(b)(1)		If the release was from the tank system, must remove wastes, within 24 hours, to allow inspection and repair				
TT-83	264.196(b)(2)		If the release was to the secondary containment system, all releases must be removed within 24 hours				
TT-84	264.196(c)		Containment of visible releases to the environment. Must conduct visual inspection:				
TT-85	264.196(c)(1)		Prevent further migration				
TT-86	264.196(c)(2)		Remove and properly dispose of any contamination				
TT-87	264.196(d)		Notification, reports				
TT-88	264.196(d)(1)		Any releases to the environment except as in paragraph (d)(2) of this section must be reported within 24 hours				
TT-89	264.196(d)(2)		Exemption, if:  Less than or equal to 1 pound  Immediately contained and cleaned up				

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					YES/NO/NA	YES/NO/NA	
TT-90	264.196(d)(3)		Report within 30 days of detection, including: (i) Likely route of migration (ii) Characteristics of the surrounding soil (iii) Results of any monitoring or sampling (iv) Proximity to downgradient drinking water, surface water and populated areas; and (v) Description of response actions				
TT-91	264.196(e)		Provision of secondary containment, repair, or closure				
TT-92	264.196(e)(1)		Unless the facility satisfies paragraphs (e)(2) through (4) of this section, must be closed in accordance with 264.197				
TT-93	264.196(e)(2)		If the release does not damage the integrity of the system, the facility may return the system to service after clean up and repairs				
TT-94	264.196(e)(3)		If the release from the primary to the secondary, the system must be repaired prior returning to service				
TT-95	264.196(e)(4)		If the release from a system without a secondary containment, the facility must replace it with a secondary containment as req in 264.193 before returning to service, unless the portion is aboveground that can be inspected visually				
TT-96	264.196(f)		Certification of major repairs must be submitted within 7 days after returning the tank system to use				
<b>CLOSURE AND POST-CLOSURE CARE - 264.197</b>							
TT-97	264.197(a)		Clean close. The closure plan, closure activities, cost estimates, and financial responsibility must meet requirements in G and H of this part				

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TT-98	264.197(b)		Close in place. Perform post closure requirements as in 264.310, and G and H of this part				
TT-99	264.197(c)		Tank systems without secondary containment that meet 264.193(b) through (f) and no variance granted, then:				
TT-100	264.197(c)(1)		The closure plan must include both a plan for complying with paragraph (a) and a contingent plan complying with paragraph (b) of this section				
TT-101	264.197(c)(2)		A contingent post-closure plan for complying with paragraph (b) of this section must be submitted as a part of the permit application				
TT-102	264.197(c)(3)		Total cost estimate must be inclusive of all plans				
TT-103	264.197(c)(4)		Financial assurance must be based on paragraph (c)(3) of this section				
TT-104	264.197(c)(5)		For tank systems that are to be considered as landfill, must meet all requirements for landfills under G and H of this part				
<b>SPECIAL REQUIREMENTS FOR IGNITABLE OR REACTIVE WASTES - 264.198</b>							
TT-105	264.198(a)		Ignitable or reactive waste must not be placed in tank systems, unless:				
TT-106	264.198(a)(1)		The waste is treated, so that: (vi) The resulting mixture does not meet the definitions of ignitable or reactive; and (vii) Section 264.17(b) is complied with; or				
TT-107	264.198(a)(2)		The waste is stored or treated in such a way that it does not ignite or react; or				
TT-108	264.198(a)(3)		The tank system is used solely for emergency				

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TT-109	264.198(b)		The facility must comply with all the distance regulations in Tables 2-1 through 2-6 of the National Fire Protection Association's "Flammable and Combustible Liquid Code"				
<b>SPECIAL REQUIREMENTS FOR INCOMPATIBLE WASTES - 264.199</b>							
TT-110	264.199(a)		Must not be placed in the same tank, unless 264.17(b) is complied with				
TT-111	264.199(b)		Hazardous wastes must not be placed in a tank system that has not been decontaminated and that previously held an incompatible waste, unless 264.17(b) is complied with				
TT-112		<b>SUBCHAPTER 19 PART 5</b>	<b>TANK AND CONTAINER RECYCLERS</b>				

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					YES/NO/NA	YES/NO/NA	
TT-113		19-29	<p><b>Applicability</b></p> <p>(14) This part applies to facilities which receive tanks or containers from off-site for cleaning or reconditioning which are empty as described at 40 CFR 261.7 and which contain a chemical residue. Tanks or containers hold a chemical residue if such residue is visible and/or the tank or container requires cleaning to assure that it is free of residue.</p> <p>(15) Containers as described in 40 CFR 261.7 are assumed to contain a chemical residue until processed by the receiving facility to assure that such units are ready for resale.</p> <p>(16) This part does not apply to:</p> <p>(17) Facilities permitted pursuant to 40 CFR 264;</p> <p>(18) Facilities which only receive containers or tanks for filling with product or waste without on-site cleaning or reconditioning; or,</p> <p>(19) Companies, their affiliates and subsidiaries which receive back only their containers and, as applicable:</p> <p>a. Remove residues of unused commercial chemical products for use at their facilities;</p> <p>b. Remove residues and manage such residues and wash wastes as hazardous or non-hazardous solid waste as determined per 40 CFR 261; or,</p> <p>c. Treat removed residues and wash wastes in units permitted pursuant to sections 402 and 307(b) of the Clean Water Act.</p>				

Facility Name \_\_\_\_\_  
Reference No. \_\_\_\_\_

A. Reviewer's Initials \_\_\_\_\_ Tracking Date \_\_\_\_\_

T. Reviewer's Initials \_\_\_\_\_ Tracking Date \_\_\_\_\_

ITEM #	FEDERAL REGULATIONS 40 CFR	STATE REGULATIONS OAC 252:205	GENERAL DESCRIPTION	INFO LOCATION	ADMIN. COMPLETE	TECHNICALLY COMPLETE	REMARKS
					YES/NO/NA	YES/NO/NA	
TT-114		19-30	<b>Incidents</b> Facilities subject to this part shall comply with 252:205-13-1.				
TT-115		19-31	<b>Handling of tank and container residues and cleaning wash solutions</b>  (a) Chemical residues and wash solutions containing chemical residues generated by cleaning or reconditioning of tanks or containers shall be evaluated in accordance with 40 CFR 261 to determine if they are to be handled as HW or as non-hazardous solid wastes.  (b) Chemical residues and wash solutions containing chemical residues generated by cleaning or reconditioning of tanks and containers are not exempt from 252:20519-31(a) by 40 CFR 261.7. However, no HW listings in 40 CFR 261 Subpart D shall apply to residues removed from containers regulated pursuant to this part. Wastes generated from using solvents listed in 40 CFR 261.31 during the cleaning or reconditioning process and which meet the listing definition are HW.  (c) As determined, the following shall apply:  (1) Title 40 CFR 261-279 and OAC 252:205 shall apply to residues removed from containers regulated pursuant to this part unless exempted therein (e.g., exclusions for waste treated under §§ 402 and 307(b) of the Clean Water Act); however, the exemption found at 261.7 is modified pursuant to this part  (2) For all non-hazardous solid waste, the generator is not exempt from applicable Oklahoma Regulations as specified by OAC 252:205.				

Facility Name \_\_\_\_\_  
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ITEM #	FEDERAL REGULATIONS 40 CFR	STATE REGULATIONS OAC 252:205	GENERAL DESCRIPTION	INFO LOCATION	ADMIN. COMPLETE	TECHNICALLY COMPLETE	REMARKS
					YES/NO/NA	YES/NO/NA	
TT-116		19-32	<p><b>Storage Requirements</b></p> <p>(1) Facilities regulated pursuant to this part may not speculatively accumulate, as defined at 40 CFR 261.1(c)(8), tanks or containers awaiting reconditioning. Tanks and containers which have not completed the full cleaning or reconditioning process must be so marked or placed into an area so marked and stored separately from containers or tanks which have been cleaned or reconditioned.</p> <p>(2) All tanks and containers shall be stored under cover or in a manner which will prevent the accumulation of precipitation in the tank or container or release to the environment of chemical residue. Any precipitation which may accumulate shall be considered a chemical residue requiring handling as described in 252:205-19-31.</p> <p>(3) All tanks and containers shall be stored in such a manner that visual inspections can determine if spillage has occurred.</p> <p>(4) Tanks and containers shall be inspected weekly for compliance with this section.</p>				

Facility Name \_\_\_\_\_  
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ITEM #	FEDERAL REGULATIONS 40 CFR	STATE REGULATIONS OAC 252:205	GENERAL DESCRIPTION	INFO LOCATION	ADMIN. COMPLETE	TECHNICALLY COMPLETE	REMARKS
					YES/NO/NA	YES/NO/NA	
TT-117		19-33	<p><b>Notification Requirements</b></p> <p>(1) Facilities shall notify the ODEQ of activities regulated pursuant to this part in the following manner:</p> <ul style="list-style-type: none"> <li>a. Provide a general description of the site utilization and processes; and,</li> <li>b. Provide a general description of how processes and activities will be conducted in a manner that minimizes releases to soils, air, and water.</li> </ul> <p>(b) Facilities in operation on the effective date of this Part must submit the information required by 252:205-19-33(a) no later than January 1, 1999. New facilities must submit the information required by 252:205-1933(a) prior to initiation of cleaning or reconditioning operations. Facilities shall submit a new notification to the ODEQ if operations significantly change from those described in the original notification. This new notification must be submitted prior to making significant changes in operations.</p>				

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ITEM #	FEDERAL REGULATIONS 40 CFR	STATE REGULATIONS OAC 252:205	GENERAL DESCRIPTION	INFO LOCATION	ADMIN. COMPLETE	TECHNICALLY COMPLETE	REMARKS
					YES/NO/NA	YES/NO/NA	
TT-118		19-34	<p><b>Recordkeeping</b></p> <p>(a) Facilities regulated pursuant to this part must maintain the following records on-site:</p> <p>(1) Documentation of waste determinations and analyses, as appropriate, for HW generated;</p> <p>(2) Records in sections performed pursuant to 252:205-19-32(d);</p> <p>(3) Records of remedial actions performed on-site in accordance with 252:205-13-1; and,</p> <p>(4) Records demonstrating that the facility is not speculatively accumulating under 252:205-19-32(a).</p> <p>(a) Records required by paragraph 252:205-19-34(a) shall be kept for a period of three (3) years.</p>				

Facility Name \_\_\_\_\_  
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