



ADEQ received stamp:

APPLICATION FOR STATE LEAD PROGRAM
UNDERGROUND STORAGE TANK (UST)
NONCORRECTIVE ACTION (A.R.S. § 49-1017.02)
FOR UST PERMANENT CLOSURE

Mail or hand deliver this completed form to:
ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY
Attention: UST State Lead Program
1110 W Washington St, Mail Code 4415B-3
Phoenix, AZ 85007

We encourage you to also submit the form electronically to: uststatelead@azdeq.gov. Submittal of a complete and accurate application form may allow for more timely review of your submittal. For instructions on how to submit electronic files, see Appendix A.

Applicant Information:

If Applicant is not an individual - please provide the name of the Applicant (Company) and the Authorized Individual identified as having authority to represent the Applicant (NOTE: Documentation to demonstrate the Authorized Individual is a bona fide employee of the Applicant or their legal representative is required before processing can begin. Name of Applicant must match the information provided on the Arizona Corporation Commission (ACC) website.):

Name of Applicant:
Name of Authorized Individual or statutory agent (leave blank if same as above):
Address:
City: State: Zip Code:
Home Phone: Work Phone: Cell Phone:
Fax: Email:

Check all that apply to Applicant: UST Owner UST Operator Property Owner*

*If the Applicant is not the property owner, please provide the information below:

Property Owner Name:
Phone Number: Email:

Facility Information:

ADEQ assigned Facility ID Number: 0-00

Name:
Address:
City: State: Zip Code:
Facility Contact Person Check if same as applicant, if not - complete information below:
Name:
Contact Phone Number: Email:

Owner and Operator Information:

1) UST Owner - ADEQ assigned ID Number: _____

Owner Name (if different from Applicant identified above): _____

Address: _____

City: _____ State: _____ Zip Code: _____

2) UST Operator - ADEQ assigned ID Number: _____

Operator Name (if different from Applicant identified above): _____

Address: _____

City: _____ State: _____ Zip Code: _____

3) Unknown

Financial Responsibility (FR) Requirements:

You paid for UST insurance. Don't waste it!

As the tank owner and/or operator YOU are responsible for cleaning up contamination associated with your UST system. We want you to be aware that your financial assurance mechanism may require you to provide them PRIOR notice of certain tank-related activities.

For most UST owners and operators in Arizona, your financial assurance mechanism is UST insurance. To preserve your rights to make a claim if contamination is found, you must comply with all the conditions in your policy. For example: you may be required to notify your insurance company prior to UST removal or there may be strict time limits on when you must notify them if contamination is discovered. Don't take the risk that you will have to pay for clean-up because you did not know your policy requirements.

If you rely upon UST insurance to demonstrate compliance with financial responsibility requirements, please provide the following:

Insurance Provider Company Name Policy Number

Insurance Provider Contact Name Provider Contact Phone Number

Financial Resources of State Lead Applicant:

I understand that information about my financial resources is a factor that may be considered in determining the priority of my request for a grant.

I am not requesting a financial need evaluation. I am requesting a financial need evaluation.

UST Information:

Attach a site plan showing the location of the USTs.

Are UST(s) currently in use (operating)? Yes No (If “No” provide date of last use _____)

Number of tanks being removed: _____

Complete the following for USTs that will be removed:

Tank No.	Size (gallons)	Installation Date	Construction	Material	Product Stored (throughout operation)
			<input type="checkbox"/> Single Walled <input type="checkbox"/> Double Walled <input type="checkbox"/> Internal Lining <input type="checkbox"/> Unknown	<input type="checkbox"/> Fiberglass Reinforced Plastic <input type="checkbox"/> Steel <input type="checkbox"/> Composite <input type="checkbox"/> Unknown	<input type="checkbox"/> Unleaded (UL) Gasoline <input type="checkbox"/> UL Mid-grade Gasoline <input type="checkbox"/> UL Premium Gasoline <input type="checkbox"/> Leaded Gasoline <input type="checkbox"/> E-85 <input type="checkbox"/> Diesel <input type="checkbox"/> Biodiesel (B_____) <input type="checkbox"/> Used/Waste Oil <input type="checkbox"/> New Oil <input type="checkbox"/> Aviation Fuel <input type="checkbox"/> Jet Fuel (specify _____) <input type="checkbox"/> Unknown
			<input type="checkbox"/> Single Walled <input type="checkbox"/> Double Walled <input type="checkbox"/> Internal Lining <input type="checkbox"/> Unknown	<input type="checkbox"/> Fiberglass Reinforced Plastic <input type="checkbox"/> Steel <input type="checkbox"/> Composite <input type="checkbox"/> Unknown	<input type="checkbox"/> Unleaded (UL) Gasoline <input type="checkbox"/> UL Mid-grade Gasoline <input type="checkbox"/> UL Premium Gasoline <input type="checkbox"/> Leaded Gasoline <input type="checkbox"/> E-85 <input type="checkbox"/> Diesel <input type="checkbox"/> Biodiesel (B_____) <input type="checkbox"/> Used/Waste Oil <input type="checkbox"/> New Oil <input type="checkbox"/> Aviation Fuel <input type="checkbox"/> Jet Fuel (specify _____) <input type="checkbox"/> Unknown
			<input type="checkbox"/> Single Walled <input type="checkbox"/> Double Walled <input type="checkbox"/> Internal Lining <input type="checkbox"/> Unknown	<input type="checkbox"/> Fiberglass Reinforced Plastic <input type="checkbox"/> Steel <input type="checkbox"/> Composite <input type="checkbox"/> Unknown	<input type="checkbox"/> Unleaded (UL) Gasoline <input type="checkbox"/> UL Mid-grade Gasoline <input type="checkbox"/> UL Premium Gasoline <input type="checkbox"/> Leaded Gasoline <input type="checkbox"/> E-85 <input type="checkbox"/> Diesel <input type="checkbox"/> Biodiesel (B_____) <input type="checkbox"/> Used/Waste Oil <input type="checkbox"/> New Oil <input type="checkbox"/> Aviation Fuel <input type="checkbox"/> Jet Fuel (specify _____) <input type="checkbox"/> Unknown

Piping Material: Fiberglass Reinforced Plastic Steel Flexible Unknown

Date of Piping Installation: _____ Unknown

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Additional UST Information (attach additional sheets if needed)

Tank No.	Size (gallons)	Installation Date	Construction	Material	Product Stored (throughout operation)
			<input type="checkbox"/> Single Walled <input type="checkbox"/> Double Walled <input type="checkbox"/> Internal Lining <input type="checkbox"/> Unknown	<input type="checkbox"/> Fiberglass Reinforced Plastic <input type="checkbox"/> Steel <input type="checkbox"/> Composite <input type="checkbox"/> Unknown	<input type="checkbox"/> Unleaded (UL) Gasoline <input type="checkbox"/> UL Mid-grade Gasoline <input type="checkbox"/> UL Premium Gasoline <input type="checkbox"/> Leaded Gasoline <input type="checkbox"/> E-85 <input type="checkbox"/> Diesel <input type="checkbox"/> Biodiesel (B____) <input type="checkbox"/> Used/Waste Oil <input type="checkbox"/> New Oil <input type="checkbox"/> Aviation Fuel <input type="checkbox"/> Jet Fuel (specify____) <input type="checkbox"/> Unknown
			<input type="checkbox"/> Single Walled <input type="checkbox"/> Double Walled <input type="checkbox"/> Internal Lining <input type="checkbox"/> Unknown	<input type="checkbox"/> Fiberglass Reinforced Plastic <input type="checkbox"/> Steel <input type="checkbox"/> Composite <input type="checkbox"/> Unknown	<input type="checkbox"/> Unleaded (UL) Gasoline <input type="checkbox"/> UL Mid-grade Gasoline <input type="checkbox"/> UL Premium Gasoline <input type="checkbox"/> Leaded Gasoline <input type="checkbox"/> E-85 <input type="checkbox"/> Diesel <input type="checkbox"/> Biodiesel (B____) <input type="checkbox"/> Used/Waste Oil <input type="checkbox"/> New Oil <input type="checkbox"/> Aviation Fuel <input type="checkbox"/> Jet Fuel (specify____) <input type="checkbox"/> Unknown
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Piping Material: Fiberglass Reinforced Plastic Steel Flexible Unknown

Date of Piping Installation: _____ Unknown

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Are all USTs at the site being removed? Yes No

If “No”, are the USTs being removed in the same tank pit as those you intend to keep in use?

Yes No

If “No”, do the USTs that will remain in use meet A.R.S. § 49-1009 requirements beginning January 1, 2009 for new installations? Yes No

Is all associated piping at the site being removed? Yes No

If “No”, does piping left in place meet A.R.S. § 49-1009 requirements beginning January 1, 2009 for new installations? Yes No

Have there been any UST system failures identified during the operational history? Yes No

If “Yes”, describe: _____

Is this facility going to continue storage of petroleum products? Yes No

If “Yes” are USTs being replaced by new UST system? Yes No

If “Yes” are USTs being replaced by an above-ground tank system (AST)? Yes No

Current land use adjacent to the UST facility: residential non-residential

Additional Information that may influence the priority of your submittal:

Risk Considerations: Unknown (if “unknown” skip details below)

Location of nearest receptor	Distance from UST facility in miles
Municipal well	
Irrigation well	
Private well	
Surface water	
Nearby school or daycare center	

Hydrogeologic Characteristics: Unknown (if “unknown” skip details below)

Indicate the scenario that most closely matches subsurface site conditions:

- Alternating silt/sand/gravel
- Depth to bedrock <15 (estimate depth to bedrock in feet: _____)
- Depth to bedrock >15 (estimate depth to bedrock in feet: _____)
- Depth to groundwater <50 feet below ground surface (estimate depth to groundwater in feet: _____)
- Depth to groundwater >50 feet below ground surface (estimate depth to groundwater in feet: _____)

**STATE LEAD PROGRAM
UNDERGROUND STORAGE TANK (UST)
NONCORRECTIVE ACTION (A.R.S. 49-1017.02)
ACCESS AGREEMENT**

This Access Agreement (Agreement) is made and entered into this _____ day of _____, 20__ by and between _____ (Property Owner) and the Arizona Department of Environmental Quality (ADEQ). Owner and ADEQ are collectively referred to herein as the Parties. "Property Owner" is the person, who currently owns or has principal control of the property located at:

Address: _____
City: _____
County: _____
Site Name: _____
LUST# and Facility #: _____
PARCEL # _____

"Property Owner" is the person, who currently owns or has principal control of the property listed above, on which an Underground Storage Tank ("UST"), as defined by A.R.S. § 49-1001.21 is or was located. "Property Owner" and ADEQ desire that noncorrective actions required by A.R.S. § 49-1017.02, be carried out at the Property and that ADEQ take such action pursuant to this statute.

ADEQ desires to cooperate with the Property Owner, by establishing the terms and conditions under which it or its representatives will enter onto the Property to conduct permanent tank closure, release confirmation, or a baseline site assessment; such activities to include defuel inactive UST's, groundwater sampling; groundwater well drilling and installation; soil sampling; enhanced leak detection; soil-gas sampling; or source area sampling within and beneath any facility building.

The Property Owner holds title to the Property and agrees to cooperate with ADEQ and its duly authorized agents in the investigations and possible monitoring actions to be conducted upon the Property.

The Parties hereto agree as follows:

- 1) The Property Owner grants permission to ADEQ or its representative to have access to the Property to undertake noncorrective actions. ADEQ agrees that reasonable notice will be given to the Property Owner prior to entrance onto the Property by ADEQ personnel or contractors.
- 2) ADEQ agrees to perform all work in a safe and workmanlike manner, which shall conform to professional standards and practices consistent with generally accepted industry standards and shall comply with all applicable federal, state, and local laws, statutes, rules, regulations, ordinances, and orders. Such work shall be free from defects or damage, and that its representatives will take all reasonable measures and precautions to minimize disruption of each and any businesses at the Site at all times. ADEQ will coordinate onsite activities with Property Owner's operating business to minimize disruption. ADEQ is not financially responsible for business fluctuations during onsite activities.
- 3) Any and all groundwater monitoring wells shall be completed in below ground surface vaults capable of supporting automobile and truck traffic in order to prevent interference with the businesses at the Property. It is expressly understood that ADEQ shall retain ownership of any and all groundwater monitoring wells and be responsible for compliance with any required filings, including Department of Water Resources filings, with regard to the wells.

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- 4) If ADEQ is onsite to complete permanent tank closure, all associated UST system components and surface material will be removed and disposed at an appropriate waste facility.
- 5) Upon request, ADEQ will provide to Property Owner any information, not already provided, regarding sampling plans along with the analytical results of all samples taken and monitoring done, as well as any and all final reports generated by its representatives in reference to the Property.
- 6) ADEQ, or its representatives, will restore the Property to substantially the same conditions as existed prior to activities under this Agreement.
- 7) The Property Owner shall not be responsible for any theft of or damage to any property or equipment of ADEQ or its representatives unless resulting from the Property Owner's acts or omissions or the acts or omissions of its employees, agents, contractors, subcontractors or any other person acting on behalf of the Property Owner.
- 8) No Indemnity, Owner and ADEQ are responsible for only their own negligence in connection with the activities conducted on the property.
- 9) This Agreement may be cancelled by the ADEQ Director pursuant to A.R.S. §38-511.
- 10) In the event of a dispute, the Parties agree to use arbitration to the extent required by A.R.S. §12-1518.

This Agreement shall be effective as of the _____ day of _____, 20__.

BY: _____
If Property Owner is not an Individual, Print Name & Identify Authority to Sign for Property Owner

BY: _____
If Property Owner is an Individual, Print Name

BY: _____
Signature of Property Owner or Authorized Person

BY: _____
Pamela Nicola, Manager
UST - LUST Section
Waste Programs Division
Arizona Department of Environmental Quality

Appendix A: State Lead Application Submittal

A hard copy of all information requested on the State Lead application is required to be submitted for State Lead program eligibility.

Although ADEQ is not set up to accept only electronic submittals, we encourage you to submit your State Lead application electronically as well. Electronic submittals may allow for more timely review of your application.

Note: *If you choose to submit your submittal electronically, the submittal date of the application will be the date the department receives the hard copy, not the electronic copy. The electronic submittal will not take the place of a hard copy submittal.*

To submit the State Lead application form electronically,

- 1) Click the “Save” button below and then name the application using the following specifications:
The file name for should start with the facility number, grant type, Applicant Name (or initials):
FAC_1234_SLApp_USTremoval_ApplicantName

For “Applicant Name”: If the applicant is an individual - please provide the last name or initials of the individual. If the applicant is a company – please provide the name or initials of the company.

- 2) Click the “Submit” button located below.