

TANK SITE IMPROVEMENT PROGRAM

CHECKLIST FOR UST RELEASE CONFIRMATION APPLICATION (A.R.S. § 49-1071)

Please consider using this checklist to ensure a complete submittal. *Note: ADEQ cannot process the application if the submittal is incomplete.*

☐ Section 1 – Applicant Information
\square Attachment A: Documentation for Authorized Individual
☐ Section 2 – UST Owner and Operator Information
= Section 2 = 051 Owner and Operator information
☐ Section 3 – Financial Responsibility Information
☐ Section 4 – Facility/Site Information
☐ Section 5 – UST Information
☐ Attachment B: Site Map/Sketch
☐ Section 6 – Bid Summary Information
☐ Attachment C: Copy of the Actual Bid
☐ Section 7 – Additional Information for Prioritization
☐ If applicable – Attachment D: Financial Need Documentation
\square If applicable – Attachment D1: Financial Need Documentation – Balance Sheet
\square If applicable – Attachment D2: Financial Need Documentation – Income Statement
\square If applicable – Attachment D3: Financial Need Documentation – Letter from Corporation Commission
☐ Section 8 – Tank Site Improvement Program Applicant Certification Statement
☐ Section 9 – Tank Site Improvement Program Vendor Certification Statement



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Arizona Department of Environmental Quality]			
TANK SITE IMPROVEMENT APPLICATION FOR UST RE	•		49-1071)	
Note: This action requires that t	he proposed work be	e performed by an Ar	izona registered professi	onal.
Section 1 – Applicant Info	rmation			
Check all that apply to Applicant: Applicant – Full Legal Name (of co		•		
Note: The Applicant's full legal na Statement. In addition, the name Internal Revenue Service (IRS) for	should match the leg	gal name (including T	_	-
If Applicant is not an individual - µ identified as having authority to r Individual is a bona fide employe is required for processing.)	epresent the Applica	ınt (Attach document	ation to demonstrate th	e Authorized
Arizona Corporation Commission	(ACC) File Number:			
Authorized Individual or statutory	y agent (leave blank	if same as above):		
Work Phone:	Cell Phone: _			
Fax:	Email:			
All correspondence will be sent to	the address below.	This address should	be the same address as in	n ProcureAZ.
Address:				
City:		State:	_ Zip Code: _	
*If the Applicant is not the prope	rty owner, please pro	ovide the information	below:	
Property Owner Name:				
Phone Number:				
Have you confirmed that the				□No

Section 2 – UST Owner and Operator Information

Continue to Section 3 if you are both the UST owner and	UST operator.
If you are not the UST owner or operator, do you have t	the authority to conduct the requested activity? \Box Yes \Box No
☐ UST Owner is unknown	☐ UST Operator is unknown
UST Owner Name (if different from Applicant identified	above):
UST Operator Name (if different from Applicant identified	ed above):
Section 3 – Financial Responsibility Informa	ation
Identify the type of Financial Responsibility (FR) the UST 1006:	owner and operator rely upon for compliance with A.R.S. 49-
☐ UST Insurance Coverage - Note: Some UST in	surance providers require insureds to notify them prior to I follow the notification requirements under your policy.
☐ Risk Retention Group Coverage (RRG)	☐ Certificate of Deposit
\square Financial Test of Self-Insurance	☐ Local Government Bond Rating Test
☐ Guarantee	Local Government Financial Test
☐ Surety Bond	☐ Local Government Guarantee
☐ Letter of Credit	☐ Local Government Fund
☐ Trust Fund, R18-12-312	□ UNKNOWN
Section 4 – Facility/Site Information	
ADEQ assigned Facility ID Number: 0-0	Name:
Address:	
City: Zip Code:	
Section 5 – UST Information	
How many tanks are there?	
What type of tanks are on-site? ☐ Steel ☐ Fiberglass Re	einforced Plastic □Composite □Unknown
□Other:	
What type of piping is on-site? \Box Fiberglass Reinforced	l Plastic □Steel □Flexible □Unknown
□ Other:	
When was the suspected release reported to ADEQ?	

scribe the evidence of the suspected release:	

Provide a site map or sketch that shows the current locations of buildings, cross streets, and UST system(s) as Attachment B.

Section 6 - Bid Summary Information

Note: The maximum amount of program funding available is limited to no more than \$100,000 per facility; therefore, it is in your best interest to conduct work in a cost effective manner. If this facility has received payment through this program, the amount available to you will be reduced by the amount of funding previously provided.

Reimbursable costs for removal of USTs for purposes of release confirmation is limited to no more than \$10,000 (subject to reduction if funding was previously received under this program). To ensure the cost effectiveness of the activities for which you are seeking funding approval, ADEQ recommends acquiring three firm fixed bids for the requested action.

For release confirmation activities, a professional registrant with the Arizona Board of Technical Registration (AZ BTR) is required to supervise the sampling activities and certify that all work meets regulatory requirements. **Bids must be from vendors who meet professional registration requirements.** If this level of oversight is not provided, costs will not be reimbursable. The scope of work included within the bid must meet regulatory requirements. **The bid should conform to the general scope of work provided in Appendix A.** A completed Vendor Certification Statement is required for each submittal.

Type of Action	Maximum Amount Reimbursable	Total Bid Amount (\$)	Total Amount Requested (\$)	
UST Release Confirmation Sampling	\$10,000 per event			

6.1 – Vendor Summary Information							
Vendor Name (Company):			_				
AZ Professional Registrant Name:							
AZ BTR Registration No							
Phone							
NOTE: Any changes to the vendor must be approin non-payment.	ved by A	ADEQ be	fore work is	cond	ducted. Faili	ure t	o do so may resul
6.2 – Bid Details Required Ensure your selected bid has sufficient cost detail equipment, mileage, per diem, all associated rate detail for a base scope of work and any anticipate. Attach a copy of the actual bid as Attachment Company and Compa	es, and t ed conti	he total	bid amount.				•
Example bid detail:						١	
Heavy Equipment (e.g. excavator, cranes, drill rigs, etc.)	Numb Un		Unit Rate ((\$)	Markup (\$) applicabl	-	Bid Cost (\$)
Heavy Equipment:	011	11.5			иррисиы		
Heavy Equipment:							
Heavy Equipment:							
Personnel, Mileage, Per diem		Numb	er of Units	Un	it Rate (\$)		Bid Cost (\$)
Personnel (hours) Level: Consultant Project Man	ager	Nullik	ei di dilits	Oii	it Nate (3)		Bid Cost (3)
Personnel (hours) Level:	ивст						
Mileage (miles)*							
Per diem*							
*Reminder – per diem and mileage costs are limite	ed to sto	ite rates					
Section 7 – Additional Information for Note: The additional information provided in this include receptors, hydrogeologic characteristics For example: Information showing insufficient fill in enhancing the priority of your request for fund 7.1 – Current Land Use Adjacent to the UST Facilia	Priorit s section of the sinancial r ding.	t izatio n may inf te, and f	1 fluence the p inancial reso s for the activ	urce: vity i	S.	at m	ay be considered

7.2 – Receptors: □Unknow	(if "unknown" continue to 7.3)
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Location of nearest receptor	Distance from UST facility in miles
Municipal well	
Irrigation well	
Private well	
Surface water	
Sensitive* population (describe:)	

Sensitive population (describe:)
*Sensitive populations include grade schools, hospitals, child care centers and nursing homes.
7.3 – Hydrogeologic Characteristics: □Unknown (if "unknown" continue to 7.4)
Indicate the scenario(s) 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:)
\square Depth to groundwater <50 feet below ground surface (estimate depth to groundwater in feet:
\square Depth to groundwater >50 feet below ground surface (estimate depth to groundwater in feet:
7.4 – Are there other potential risk factors that you would like to provide?
☐ Yes. Please describe below: ☐ No.
7.5 – Financial Resources
☐ I am not requesting a financial need evaluation.
☐ I am requesting a financial need evaluation (Submit a completed Attachment D and D1, and if applicable,
Attachments D2, and D3).

Section 8 – Tank Site Improvement Program Applicant Certification Statement

Note: This certification statement, signatures and Notarization must all be on the same page. All signatures must be original. No reproduced or copied signatures will be accepted.

I hereby certify that I have reviewed this application and all attachments. I further declare under penalty of perjury that all facts and statements set forth as part of this application are true and complete to the best of my knowledge and belief. I am aware that there are significant penalties for knowingly submitting false information, including the possibility of fines and imprisonment for knowing violations.

I understand that I am responsible for assuring that all work conducted will meet regulatory requirements.

I understand I am responsible for controlling project costs and that costs incurred that exceed the preapproved project amount are my responsibility and will not be eligible for payment from the state.

I understand that ADEQ reserves the right to withhold payment if a vendor is substituted and applicants shall contact ADEQ before such substitution for approval.

I understand that approval is subject to the availability of funding allocated to the Program.

I understand that the funding requested will not be available for work that takes place more than one year after the date that funds are approved for use.

I understand that the compliance deadlines associated with regulatory requirements are not affected by my participation in this program.

Please be advised that ADEQ reserves the right to request an audit of financial information and statements provided as necessary.

I hereby certify, through the undersigned authorized individual, agent, or representative, that my consultant, representative, or any previous owner, have not been reimbursed by insurance or another financial responsibility mechanism for the costs related to the requested activity.

Applicant – Full Legal Name	
Printed Name of Applicant/Authorized Individual	Signature of Applicant/Authorized Individual
If Applicant is not an individual, identify the relationsl	hip of the Authorized Individual to the applicant:
Notary	n to and subscribed this: day of, 20 y Public Signature
My co	ommission expires: ov of . State of

Section 9 – Tank Site Improvement Program Vendor Certification Statement

Note: This certification statement, signatures and Notarization must all be on the same page. All signatures must be original. No reproduced or copied signatures will be accepted.

I certify under penalty of perjury that the bid and all attachments, if any, were prepared under my direction or supervision by qualified personnel responsible for properly gathering and evaluating the information submitted.

Based on my inquiry of the person or people who are responsible for gathering and evaluating the information, to the best of my knowledge and belief, the information submitted is true, accurate and complete.

I am aware that there are significant penalties for knowingly submitting false information, including the possibility of fines and imprisonment for knowing violations.

I certify that all work will be conducted in accordance with regulatory requirements and industry standards and will conform to the general scope of work for this category or action.

I confirm the amount identified in my bid represents the anticipated actual costs for the work described.

AZ Professional Registrant Name:				
Vendor Company Name:				
Vendor Signature:			Date:	
Vendor Printed Name:				
	Sworn to and subscribed this: _ Notary Public Signature			
	My commission expires: County of			
	County of	, State of		

Attachment A

Documentation for Authorized Individual

Attachment B

Site Sketch/Map

Attachment C

Copy of Actual Bid

Attachment D Financial Need Documentation

- **A.** Applicants other than local governments and schools will automatically be ineligible for financial needs and receive no financial priority ranking points if they have any of the following:
 - 100 or more full time employees
 - Tangible Net Worth of at least \$10 million
 - Gross Annual Receipts of at least \$4 million
 *The Internal Revenue Service defines gross receipts as the total amounts the organization received from all sources during its annual accounting period, without subtracting any cost or expenses.
- **B.** An applicant applying on behalf of an individual, or a firm classified as other than local government or school, shall submit to the Department the information described in subsections (B)(1) through (3).
 - 1. For all applicants, the income statement and balance sheet from the most recent completed fiscal year for the firm, and all prepared notes and schedules to the balance sheet. The closing date of the balance sheet shall not be more than two years from the date of the application. The balance sheet shall include all of the following:
 - a. Total assets and total liabilities,
 - b. Total intangible assets,
 - c. Total current assets and total current liabilities, and
 - d. Current year-end net worth.
 - 2. For individuals and sole proprietorships, the applicant's personal financial statements that meets all of the requirements of subsection (B)(1).
 - 3. For partnerships, limited liability companies and S corporations, the personal financial statements that meets the requirements of subsection (B)(1) for each owner of 20% or more of the firm.
- **C.** If the applicant firm is a wholly owned subsidiary, the applicant shall provide to the Department a copy of all documents required under subsection (B) for the parent firm. The Department shall determine financial need based upon the financial statements of the parent firm.
- **D.** If an application is made on behalf of a nonprofit or notforprofit entity organized under the provisions of A.R.S. Title 10, the applicant shall submit to the Department a copy of the letter from the Corporation Commission granting nonprofit or notforprofit status and the most recent year-end income statement and balance sheet and all prepared notes and schedules to the balance sheet. The closing date of the balance sheet shall not be more than two years from the date of the application. The balance sheet shall include all of the following:
 - 1. The information described under subsections (B)(1)(a) through (d);
 - 2. Current year-end and the prior year-end reserved and designated fund balances;
 - 3. Current year-end and the prior year-end unreserved and undesignated fund balance;
- **E.** If application is made on behalf of a local government or a school, the applicant shall submit to the Department a copy of the balance sheet for the most recent completed fiscal year and all prepared notes and schedules to the balance sheet. The closing date of the balance sheet shall not be more than two years from the date of the application. The balance sheet shall include all of the following:
 - 1. Current year-end and the prior year-end reserved and designated fund balances,
 - 2. Current year-end and the prior year-end unreserved and undesignated fund balance, and
 - 3. Total current assets and total current liabilities.
- **F.** The Arizona Department of Environmental Quality may request additional information as appropriate to determine financial needs.

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G.	Check the appropriate box to identify the type of entity applying for financial needs and fill out the required information.		
	☐ For-Profit entities are required to fill out 1-6 Submit the balance sheet as Attachment D1 Submit the income statement as Attachment D2		
	 □ Non-Profit entities are required to fill out 1- Submit the balance sheet as Attachment I Submit the income statement as Attachm Submit the letter from the Corporation Co D3 	D1	
	☐ Local Governments and Schools are required to fill out 1, 2, 7 & 8 Submit the balance sheet as Attachment D1		
	 Current Assets Generally include, but are not limited to careceivable. 	\$ash, cash equivalents, short-term investments and accounts	
	Current Liabilities Generally include, but are not limited to sh payable.	\$s nort-term debt accounts payable, accrued liabilities, and accounts	
	3.) Total Intangible Assets Generally include, but are not limited to in	\$clude goodwill, patents, trademarks, copyrights.	
	4.) Total Assets Generally include, but are not limited to cuassets, other assets, and intangible assets.	\$ urrent assets and long-term assets such as investments, fixed	
	Total Liabilities \$ Generally include, but are not limited to current liabilities and long-term liabilities such as long-term debt, and other liabilities.		
	6.) Tangible Net Worth Equals total assets minus total liabilities m	\$ inus intangible assets	
	7.) Reserved and designated fund balances:	Current Year-End \$	
		Prior Year-End \$	
	8.) Unreserved and undesignated fund balance	es: Current Year-End \$	
		Prior Year-End \$	

Attachment D1

Financial Need Documentation Balance Sheet

Attachment D2

Financial Need Documentation Income Statement

Attachment D3

Financial Need Documentation Letter from Corporation Commission

Appendix A – General Scope of Work for Release Confirmation

The following represents general requirements and considerations for conducting a release confirmation action under this program. The applicant and their selected vendor are responsible for ensuring that all work is conducted in accordance with regulatory requirements and conditions of funding approval.

ADEQ recommends that applicants verify qualification standards for their vendors and evaluate the vendors' experience with previous projects. For release confirmation activities, an Arizona registered professional is required to supervise the activities and certify that all work meets regulatory requirements. If this level of oversight is not provided, costs will not be reimbursable.

Background

The vendor should prepare a summary that identifies site specific considerations and potential issues.

Scope of Work

All work shall follow the UST requirements set forth in federal, state and municipal statutes, regulations, policies and/or guidelines. It is recommended the applicant's vendor (the registered professional) conduct a site visit prior to preparation of a proposal.

The applicant is responsible for acquiring all permits necessary from relevant agencies and/or authorities, as well as notification of local municipalities, as needed, prior to any work being performed. Any applicable permit fees should be included in the cost estimate.

The release confirmation shall be in accordance with A.A.C. R18-12-251(C)(2). Based on site specific conditions, the scope of work includes: Review of existing files, soil borings and soil sampling, groundwater sampling, soil vapor sampling, and other activities used to evaluate any impacts to the property from areas potentially impacted by hydrocarbon releases, and preparation of a *UST 90 Day Report Form*. The *UST Release Confirmation Guidance Document* and *UST 90 Day Report Form* located on the ADEQ website here: http://www.azdeq.gov/.

ADEQ requests that you provide notification at least 72 hours prior to conducting field work. Notification may be made by emailing <u>usttsi@azdeq.gov</u>.

The applicant and their selected vendor must address traffic control and its associated costs when appropriate for safety. Concrete cutting or coring should be used when appropriate to minimize damage and disturbance to the property. The applicant shall coordinate with the property owner and address any safety concerns and any structural integrity issues of any buildings and objects located on the property as well as addressing dust control as applicable.

Prior to undertaking any subsurface work, the applicant and their selected vendor are responsible for locating all subsurface fuel, utility, septic, and communication lines, as well as any other structures that may be encountered during subsurface work.

At a minimum, the vendor bid should include a brief description of how the location of sample collection and analyses will be determined. Procedures outlined must adhere to all current acceptable industry practices and applicable government guidelines, including providing documentation of release confirmation activities.

Sampling Activities

When estimating the location and number of samples required, refer to the *Release Confirmation Guidance Document*. If groundwater is encountered, a sample shall be collected.

Arizona Administrative Code (A.A.C.) Title 18- 7-203 allows soil vapor concentration to be used to estimate the total contaminant concentration in soil if ADEQ determines that the soil vapor concentration methodology will not be

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invalidated by the soil, hydrogeology, or other characteristics of the site. Soil samples are sufficient at most facilities; however, at facilities where the lithology inhibits collection of a representative soil sample (e.g. fractured bedrock or cobbles), ADEQ recommends soil vapor sampling. All soil vapor sampling shall follow ADEQ's Soil Vapor Sampling Guidance, revised April 21, 2017 which can be found at http://static.azdeq.gov/legal/subs-policy-svsg.pdf.

All soil/soil vapor/groundwater samples shall be analyzed in accordance with the *Analytical Data Requirements for Soil and Groundwater*, located under "Analytical Data Information" on ADEQ's website, http://www.azdeq.gov/. All samples are to be analyzed for Volatile Organic Compounds (VOCs) using EPA Method 8260B (including tentatively identified compounds [TICs]), and polycyclic aromatic hydrocarbons (PAHs) using EPA Method 8310 or 8270SIM at a minimum. Total Petroleum Hydrocarbon (TPH) or data limited to benzene, toluene, ethyl benzene and total xylenes is not acceptable.

Reporting

Information gathered during the baseline assessment must be reported on the *Baseline Assessment Report Form*. According to A.R.S. § 49-1052(D), the *Baseline Assessment Report Form* requires the registered or certified professional's interpretation regarding confirmation of an unknown release and evaluation of potential risk for the purpose of prioritizing corrective actions.

If a release is confirmed from the baseline assessment action, provide details relevant to determining the potential source and cause for the release (including photos). Additionally, the release must be reported to ADEQ within 24 hours of confirmation, in accordance with A.A.C. R18-12-260. The *UST Release 24-Hour Release Notification* form is available on the ADEQ website at http://azdeq.gov/.

Project Costs and Reimbursement

For approval of proposed project costs - the applicant is required to provide the selected bid project costs under the application section "Bid Summary Information". The applicant is also required to submit documentation from their selected vendor, on the company's letterhead, that supports this amount.

To receive reimbursement, the applicant must demonstrate eligibility for payment of the approved TSI program action. The submittal of appropriate regulatory reports is required to demonstrate completion of the activity in accordance with applicable standards. The applicant is required to complete the Reimbursement Request Form with attachments to demonstrate that the work that was completed conforms to what was approved. The applicant must also complete the Reimbursement Invoice Ledger. Invoices with itemized detail and receipts are required for all expenses included in the submittal – regardless of the dollar amount. Field notes or timesheets should be provided to support these items.

Ineligible Costs

Certain costs may be considered to be overhead costs or as unnecessary costs (e.g. purchased materials not completely dedicated to the project, late payment fees, insurance for equipment rentals, etc.), and are not reimbursable.

Below are examples of costs that are not reimbursable:

- Suspected release confirmation Costs for UST system/equipment testing. Eligibility is limited to environmental sampling ("site check").
- All costs associated with above-ground storage tanks or tanks that are otherwise not regulated under ADEQ's UST program.
- Costs covered by insurance claims or tank service agreements.
- Costs associated with the application process and associated reimbursement request.
- The applicant's time coordinating with and supervising their consultant and contractors.
- Mileage and per diem costs in excess of state rates. Travel (mileage) and per diem rates are limited to the
 rates approved by the Arizona General Accounting Office http://www.gao.az.gov/publications/SAAM/.
 Only the actual costs amounts up to the approved limits will be approved for each meal (generally \$7.00,

\$10.00, and \$17.00 for breakfast, lunch, and dinner, respectively; however, these rates may be different in certain counties and time of year). All per diem expenses shall be itemized separately on the invoice and the actual receipts for these expenses are required.

- Costs for rental of equipment that is not used onsite.
- Costs for storage of equipment and supplies.
- Late payment fees or penalties.
- Costs associated with business interruptions.
- Costs associated with third-party damages or claims.
- Site restoration costs due to contractor negligence.
- Costs to repair or replace areas broken up or damaged due to excavators, dump trucks or other equipment
 not directly related to the approved activity. Examples are broken driveways, sidewalks, damaged landscape.
- Costs for insurance.
- Legal costs.
- Costs not previously identified and approved.
- All undocumented work activities.
- Costs incurred before the date of ADEQ approval.
- Administrative overhead charges.
- Unapproved cost of the property owner's employee or equipment.

Proof of Payment and Payment Assignment

Documentation demonstrating proof of payment to the selected vendor is required. Proof of payment documentation may be provided as bank statements or canceled checks. The applicant will also be required to have an account set up in ProcureAZ.

The Arizona Department of Environmental Quality recommends that applicants should sign up to receive direct deposit payments through the Automated Clearing House (ACH) to obtain a speedier reimbursement. Applicants will need to go to https://gao.az.gov/publications/forms and complete form GAO-618 ACH Vendor Authorization.

Submit completed ACH Vendor Authorization forms to: General Accounting Office Vendor Unit 100 North 15th Avenue, Suite 302 Phoenix, Arizona 85007

Tank Site Improvement Program Application Submittal

Submittal of a complete and accurate application form may allow for more timely review of your submittal. **An incomplete submittal cannot be processed by ADEQ.** A checklist is available on the first page to help ensure your application is complete.

A hard copy of the completed application and associated attachments is required to be submitted for evaluation. Mail or hand deliver this completed form and all attachments to:

ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY Attention: UST - TSI PROGRAM 1110 W Washington Street Phoenix, AZ 85007

Although ADEQ is not set up at this time to accept only electronic submittals, we encourage you to submit your application electronically to usttsi@azdeq.gov. 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 TSI application form electronically,

- Save the file and then name the application using the following specifications:
 The file name for should start with the application date, facility number, TSIPApp, RelConf:
 YYYY_MM_DD_0-001234_TSIPApp_ RelConf
- 2) Send the application and all attachments to <u>usttsi@azdeq.gov</u>.