



**LEAKING UNDERGROUND STORAGE TANK (LUST) PROGRAM
DOCUMENTATION FORM FOR DEMONSTRATING COMPLIANCE
WITH ARIZONA REVISED STATUTES (A.R.S.) § 49-1022
(ACQUISITION OF OFF SITE ACCESS TO CONDUCT CORRECTIVE ACTIONS)**

APPLICABILITY: ADEQ recommends that Leaking UST release owners/operators who are not able to obtain access to off site properties use this form to demonstrate compliance with regulatory requirements for pursuit of off site access to characterize the extent of contamination associated with a LUST release and conduct required corrective actions.

In addition, If the pursuit of off site access has been conducted under the Preapproval Program, ADEQ recommends use of this form to document those actions.

- Submit this completed form with attachments to USTCAS@azdeq.gov
If you are not able to submit electronically, you may mail or hand-deliver the submittal and all attachments to: Arizona Department of Environmental Quality, Attention: UST – CAU, 1110 West Washington Street, Phoenix, AZ 85007.

SELECT THE FOLLOWING AS APPROPRIATE:

- Access for each of the properties identified **HAS** been obtained
- Access for each of the properties identified has **NOT** been obtained
 - ADEQ assistance in getting access **IS** requested
 - ADEQ assistance in getting access **IS NOT** requested

SECTION 1 – GENERAL INFORMATION

- 1.1 UST Facility ID: 0-0 _____ Facility Name: _____
- 1.2 UST Facility Address: _____ City: _____
- 1.3 LUST ID Number(s): _____
- 1.4 Facility Property Owner (Note: a lessee is not a property owner):
Full Legal Name: _____
Arizona Corporation Commission Entity ID: _____ Not applicable

SECTION 2 – LUST CORRECTIVE ACTION LEAD INFORMATION

Use the appropriate legal name on file with the Internal Revenue Service (IRS) or Arizona Corporate Commission (ACC) (<https://ecorp.azcc.gov/EntitySearch/Index>) for the business entity or individual.

- 2.1 LUST Owner (A.R.S. § 49-1001.01): Full Legal Name: _____
Arizona Corporation Commission Entity ID: _____ Not applicable
- 2.2 LUST Operator (A.R.S. § 49-1001): Full Legal Name: _____
Arizona Corporation Commission Entity ID: _____ Not applicable
- 2.3 Person conducting work under A.R.S. 49-1016(C):
Full Legal Name: _____
Arizona Corporation Commission Entity ID: _____ Not applicable
- 2.4 Identify the entity above who is the Corrective Action Lead and who is pursuing off site access:
 - LUST Owner (A.R.S. § 49-1001.01)
 - LUST Operator (A.R.S. § 49-1001)
 - Person conducting work under (A.R.S. § 49-1016(C))

2.5. Identify the Authorized Individual (if the Corrective Action Lead is an individual, skip this section and go to Section 3)

The Authorized Individual listed below has the authority to bind the Corrective Action Lead for the requirements included within the certification statement in **Section 5**.

Authorized Individual – Full Legal Name

Authorized Individual’s Title/Role Relative to the Corrective Action lead

2.6. Authorized Individual Contact Information

Email: _____ Phone: _____

Mailing Address: _____

City: _____ State: _____ Zip Code: _____

SECTION 3 – LUST RELEASE INFORMATION

3.1 Identify the media documented as impacted at the UST facility identified above:

Groundwater Surface water Soil

3.2 Identify the media known to be impacted by contaminant migration off site:

Groundwater Surface water Soil

3.3 Identify the media likely impacted by contaminant migration:

Groundwater Surface water Soil

3.4 Identify groundwater downgradient direction (if variable, identify all applicable directions):

North Northeast Northwest

South Southeast Southwest

East West

3.5 If requesting ADEQ’s assistance in getting access, in accordance with A.R.S. § 49-1022(A)(2)(c), provide a brief summary demonstrating the basis for identifying the need for access to the off site properties/off site locations (contamination is likely to spread or increase in severity if access to the property is not obtained) and attach supporting documentation in **Attachment A**, including a site map that includes applicable sampling locations and data as appropriate:

Section 4 - Certification Statement

I have reviewed the information provided in this document and the attachments and to the best of my knowledge, information, and belief, and based on my inquiry of the person or people who are responsible for gathering and evaluating the information, all facts and statements set forth are true and correct. I am aware that there are significant penalties for knowingly submitting false information, including the possibility of fines and imprisonment.

Printed Name of Authorized Individual identified in Section 2.5

Signature of Authorized Individual

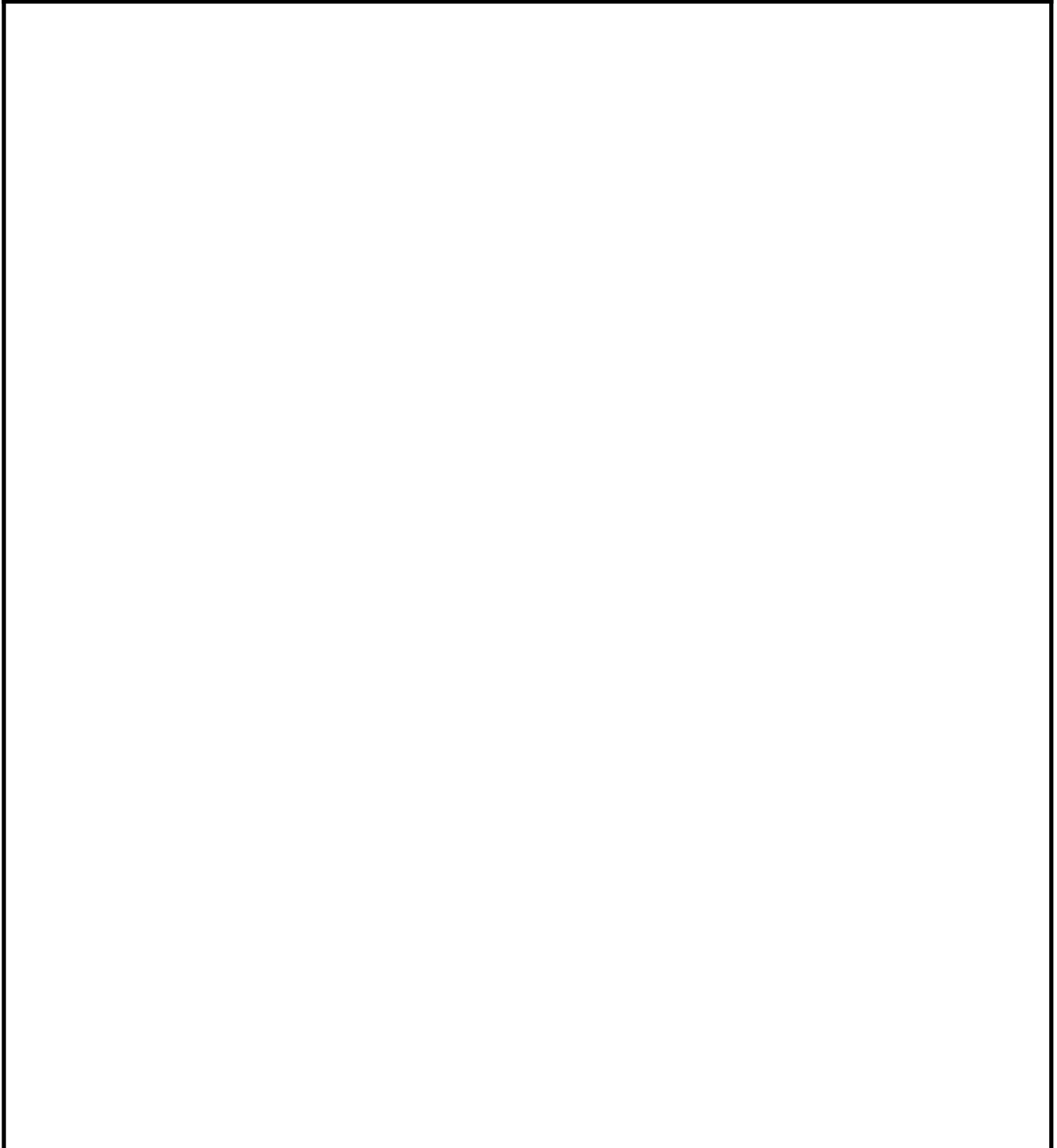
Date

ATTACHMENT A

Attach documentation relied upon to identify the offsite properties approached for access as described in Section 3.5. Documentation should Include:

- A site map that includes applicable sampling locations and data used for decision making as appropriate

If the space available in Section 3.5 was not sufficient, include additional information to describe the analysis relied upon to determine the direction and distance for contaminant migration:



ATTACHMENT B

IDENTIFY OFF SITE PROPERTIES CONTACTED FOR ACCESS:

Attach supporting documentation for the contact information summarized below in **Attachment C**

Use the “Contact Number” to identify individuals and their associated locations consistently between the tables below (if additional efforts require documentation, provide a summary with supporting documentation, including verification of letter receipt, in **Attachment C**):

B.1 – OFF SITE PROPERTY INFORMATION

Property Owner Contact Number	Direction From LUST Facility	Address	Access Granted?	ADEQ Assistance In Getting Access Is Requested	Number Of Letters Sent	Current Property Use
1						
2						
3						
4						
5						
6						

NOTE: A.R.S. § 49-1022(A)(2)(a) requires that the owner or operator has sent, and the person has received at least two (2) written requests to allow for access to the property at reasonable times, under reasonable conditions. In addition, A.R.S. § 49-1022(A)(2)(b) requires that the owner or operator has made an offer of reasonable compensation to the person.

B.2 – PROPERTY OWNER AND COMPENSATION OFFERED INFORMATION

Property Owner Contact Number	Property Owner Name	Contact Email	Contact Phone	Contact Address	Maximum Amount Offered As Reasonable Compensation
1					
2					
3					
4					
5					
6					

ATTACHMENT C:

In accordance with A.R.S. § 49-1022(A), provide documentation supporting the information summarized in Attachment B - IDENTIFY OFF SITE PROPERTIES CONTACTED FOR ACCESS.

Documentation should include:

1. Copies of all correspondence to the identified off site property contacts demonstrating:
 - a. at least two (2) written requests for access with confirmation of receipt
 - b. offers of reasonable compensation
 - i. a brief description of how the amount of “reasonable compensation” was determined
2. Copies of correspondence from the offsite property contacts

If you have additional documentation that you would like ADEQ to consider, include it as an attachment.