


**Spill Prevention Control and Countermeasure Inspection
Findings, Alleged Violations, and Proposed Penalty Form**

(Note: Do not use this form if there is no secondary containment)

These Findings, Alleged Violations and Penalties are issued by EPA Region 7 under the authority vested in the Administrator of EPA by Section 311(b)(6)(B)(i) of the Clean Water Act, as amended by the Oil Pollution Act of 1990

Company Name <input style="width:100%; height:20px;" type="text"/>	Docket Number: CWA <input style="width:100%; height:20px;" type="text"/>																
Facility Name <input style="width:100%; height:20px;" type="text"/>	Date <input style="width:100%; height:20px;" type="text"/>																
Address <input style="width:100%; height:20px;" type="text"/>	Inspection Number <table border="1" style="width:100%; border-collapse: collapse; text-align: center;"> <tr> <td>F</td><td>Y</td><td>-</td><td>I</td><td>N</td><td>S</td><td>P</td><td>-</td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td> </tr> </table>	F	Y	-	I	N	S	P	-								
F	Y	-	I	N	S	P	-										
City: <input style="width:100%; height:20px;" type="text"/>	Inspector's Name: <input style="width:100%; height:20px;" type="text"/>																
State: <input style="width:50%; height:20px;" type="text"/>	Zip Code: <input style="width:50%; height:20px;" type="text"/>	EPA Approving Official: <input style="width:100%; height:20px;" type="text"/>															
Facility Contact: <input style="width:100%; height:20px;" type="text"/>	Enforcement Contacts: <input style="width:100%; height:20px;" type="text"/> Jeff Weatherford Phone Number: (913)551-7695 Scott Hayes Phone Number: (913)551-7670																

**Summary of Findings
(Bulk Storage Facilities)**

GENERAL TOPICS: 112.3(d), (e); 112.5(a), (b), (c); 112.7 (b), (c), (d)
 (When the SPCC Plan review penalty exceeds \$1,000.00 enter only the maximum allowable of \$1,000.00.)

- No Spill Prevention Control and Countermeasure Plan \$1,000.00
- Plan not certified by a professional engineer 300.00
- No management approval of plan 300.00
- Plan not available for review 300.00
- Plan not maintained on site (applies if facility is manned at least eight (8) hours per day) 100.00
- No evidence of three-year review of plan by owner/operator 50.00
- No plan amendment(s) if the facility has had a change in: design, construction, operation, or maintenance which affects the facility's discharge potential 50.00
- Amendment(s) not certified by a professional engineer 100.00
- Inadequate or no prediction of equipment failure which could result in discharges 100.00
- Plan does not discuss appropriate containment/diversionary structures/equipment 100.00

Claiming installation of appropriate containment/diversionary structures is impractical but:

- No contingency plan \$100.00
- No written commitment of manpower, equipment, and materials 100.00

Written Procedures and Inspection Records 112.7(e)(8)

- Inspections required by 40 CFR Part 112 are not in accordance with written procedures developed for the facility 50.00
- Written procedures and a record of inspections are not signed by facility supervisor 50.00
- Written procedures and a record of inspections are not made part of the plan 50.00
- Written procedures and a record of inspections are not maintained for three years 50.00

Personnel Training and Spill Prevention Procedures 112.7(e)(10)

- No training on the operation and maintenance of equipment to prevent discharges 50.00
- No training on the applicable laws, rules, and regulations 50.00
- No designated person responsible for spill prevention 50.00
- Spill prevention briefings are not scheduled and conducted periodically 50.00
- Plan has inadequate or no discussion of personnel and spill prevention procedures 50.00

FACILITY DRAINAGE, ONSHORE (excluding Production Facilities) 112.7(e)(1)

- Valves used to drain diked areas are not of manual, open-and-closed design (note: flapper-type valves should not be used). 200.00
- Pumps or ejectors not manually activated when diked storage areas drained 100.00
- Drainage from undiked areas not into ponds, lagoons, or catchment basins, or no diversion systems to return spills to the facility. 300.00
- Plan has inadequate or no discussion of facility drainage 50.00

BULK STORAGE TANKS (excluding Production Facilities) 112.7(e)(2)

- Material and construction of tanks not compatible to the material stored and the conditions of storage such as pressure and temperature 300.00
- Secondary containment appears to be grossly inadequate 500.00
- Materials of construction are not sufficiently impervious 250.00
- Excessive vegetation which affects the integrity of the containment system 100.00
- Walls of containment system are slightly eroded or have low areas 200.00

When drainage from diked areas is to a storm drain, open water course, or lake or pond:

- Bypass valve not normally sealed closed 300.00
- Runoff rain water not inspected and/or will cause a harmful discharge as defined in 40 CFR 110 300.00
- Bypass valve is not opened and resealed under responsible supervision 100.00
- Adequate records of drainage events are not maintained 50.00
- Underground tanks are not protected from corrosion or are not subjected to regular pressure testing. . 100.00
- Partially buried tanks do not have buried sections protected from corrosion. 100.00
- Aboveground tanks not subject to periodic integrity testing, such as visual, hydrostatic, and nondestructive methods, etc. 300.00
- Outside of tank not frequently observed for signs of deterioration, leaks which might cause a spill, or accumulation of oil inside diked area. 300.00
- Steam return /exhaust of internal heating coils which discharge into an open water course not monitored, passed through a settling tank, skimmer, or other separation system. 100.00
- Records of inspections of aboveground tanks are not maintained 50.00

Tanks are not "fail-safe" engineered:

- No audible or visual high liquid level alarm, or 300.00
- No high-level pump cutoff devices set to stop flow at a predetermined tank content level, or 300.00
- No direct communications between tank gauger and pumping station, or 300.00
- No fast response system for determining liquid levels, such as computers, telepulse or direct vision gauges. 300.00
- No testing of liquid level sensing devices to ensure proper operation 50.00
- Disposal facilities which discharge plant effluents directly to navigable waters are not monitored frequently to detect oil spills 100.00
- Visible oil leaks resulting in accumulations of oil in diked areas are not promptly corrected 300.00
- Mobile or portable storage tanks are not positioned to prevent spilled oil from reaching navigable water, or are in area subject to flooding. 100.00
- Secondary containment inadequate for mobile or portable storage tanks 500.00
- Plan has inadequate or no discussion of bulk storage tanks 50.00

**FACILITY TRANSFER OPERATIONS, PUMPING, AND IN-PLANT PROCESSES, ONSHORE
(excluding Production Facilities) 112.7(e)(3)**

- Buried piping not corrosion protected with protective wrapping, coating, or cathodic protection. 100.00
- Corrective action not taken on buried piping when corrosion damage found 300.00
- Terminal connections at transfer points on not-in-service or standby pipelines are not capped or blank-flanged and marked as to origin 50.00

- Pipe supports are not properly designed to minimize abrasion and corrosion, and allow for expansion and contraction. 50.00
- Aboveground valves and pipelines are not inspected regularly 200.00
- Periodic pressure testing of the valves and pipelines is not conducted 100.00
- Vehicle traffic not warned verbally or by appropriate signs of aboveground piping. 100.00
- Plan has inadequate or no discussion of facility transfer operations, pumping, and in-plant processes. . 50.00

FACILITY TANK CAR AND TANK TRUCK LOADING/UNLOADING RACK, ONSHORE 112.7(e)(4)

- Inadequate secondary containment, and/or rack drainage does not flow to catchment basin, treatment system, or quick drainage system. 500.00
- Containment system does not hold at least the maximum capacity of the largest single compartment of any tank car or tank truck. 300.00
- There is no interlocked warning light, physical barrier system, or warning signs to prevent vehicular departure before complete disconnect from transfer lines. 200.00
- There is no inspection of lowermost drains and all outlets prior to filling and departure of any tank car or tank truck. 100.00
- Plan has inadequate or no discussion of facility tank car and tank truck loading/unloading rack. 50.00

SECURITY (excluding Production Facilities) 112.7(e)(9)

- Facility not fully fenced and entrance gates are not locked and/or guarded when plant is unattended or not in production. 100.00
- Master flow and drain valves that permit direct outward flow of tank's contents to the surface are not secured in closed position when in a non-operating or standby status. 200.00
- Starter controls on pumps are not locked in the "off" position or located at a site accessible only to authorized personnel when pumps are not in a non-operating or standby status. 50.00
- Loading and unloading connection(s) of pipelines are not capped or blank-flanged when not in service. 50.00
- Facility lighting not commensurate with the type and location of facility to facilitate the discovery of spills during hours of darkness and to deter vandalism. 100.00
- Plan has inadequate or no discussion of facility security 50.00

TOTAL \$ _____