




GOVERNMENT WORKING WITH INDUSTRY

**2018 National Tanks Conference
Louisville, Kentucky
September 12, 2018**



DISCUSSION OVERVIEW

- Challenge government and industry professionals to establish open and transparent ways to work through problems and opportunities in their states to communicate and improve performance.
- Discuss industry-government work groups from 2 states that have been effective at improving communication and environmental performance of USTs.
- Questions and discussions



TWO STATES, TWO APPROACHES

- Maryland and Pennsylvania
 - Why formed?
 - Structure
 - Benefits
 - Sustaining participation
 - Accomplishments



MARYLAND'S APPROACH



- Maryland *ad hoc* Committee on Oil
- Professionals from all facets of the Petroleum Industry
 - State Regulators – UST prevention and remediation, air quality, weights and measures, and fuel quality
 - UST Owners – municipal, fleet, emergency generator, refiners, distributors, jobbers, and dealers
 - Contractors and Consultants in installation, maintenance, testing, and remediation
 - Manufacturers of tanks and equipment
 - Trainers and Academics
 - Even Attorneys



WHY WAS THE GROUP FORMED?

- The 1971 Maryland General Assembly required The Department of Natural Resources to establish a program to prevent and combat oil spillage
- The *ad hoc* Committee on Oil Spills began meeting in 1973 to establish cooperation and learning
- Continuous operation since the 1970s





STRUCTURE OF THE GROUP

- Open to anyone
- The committee meets six to eight times per year
 - Typically at MDE office
 - ~60 people attend
- Leadership from industry
 - MDE is member of the committee but not formally part of the leadership
 - Maintain independence of the organizations



BENEFITS DERIVED FROM MEMBERS

- Learning and discussion to get everyone working from the same information
- Task groups to dive deeper and make recommendations
- Informal discussion after the meeting
- Spread the word to the people who don't make the meeting



WHAT SUSTAINS PARTICIPATION

- Learning
- A long track record of accomplishment
- Flexible agenda that stays relevant
- Diversity of members and opinions
- Respect and cooperation
- Bias for action
- Relationships



SIGNIFICANT ACHIEVEMENTS

- 1985 Maryland UST regulations
- Design tank installers certification program
- 2005/6 Emergency Regulations related to MTBE
- Stage I & II vapor recovery programs
- Operator training
- Third party inspections



PENNSYLVANIA'S APPROACH

- Storage Tank Advisory Committee



WHY WAS THE GROUP FORMED?

- Created by act of PA legislature (Storage Tank and Spill Prevention Act of 1989)
- Members appointed by Secretary of DEP
- Purpose was to have representation of regulated community in any rulemaking process.
- Originally had 11 members with no alternates.
 - Problems
- Current membership is 16 members (currently 15 sitting members)
- First meeting was February 23, 1990



STRUCTURE OF THE GROUP

- Group make up
 - PA State Association of Boroughs
 - County Commissioners Association
 - PA State Association of Township Supervisors
 - API of Pennsylvania
 - Pennsylvania Petroleum Association
 - Petroleum Retailers and Auto Repair Association, Inc.
 - PA Chemical Industry Council
 - Tank Installers of PA
 - 4 members from the public at large
 - Registered Professional Engineer
 - Hydrogeologist
 - Active Commercial Farm Owner/Operator



NOMINATION PROCESS

- When vacancy exists
 - Storage Tank Division Chief solicits membership
 - Reviews qualifications
 - Submits nomination packet to Secretary for approval
- Current term is 4 years
 - Notice of expiration is provided
 - Reappointments follow same process



MEETING PROCESS

- Four meetings are scheduled throughout the year (quarterly)
- Storage Tank Division Chief develops agenda
- STAC Chairperson runs the meeting
- Open to public
- Meeting schedule published online and in *PA Bulletin*



BENEFITS DERIVED FROM MEMBERS

- Discuss and learn about:
 - New techniques and technology
 - Current issues regarding storage tanks
 - Enforcement issues
- Provide input
- Review progress with regulatory agenda
- Establishes subcommittees to assist with proposals (fees)
- Develop key relationships and contacts in the regulated community



WHAT SUSTAINS PARTICIPATION

- Respect for all participants
- Two-way exchange of information
- Update on current events
- Willingness to listen
- Common goal



REAL WORLD SCENARIO

- At 12/8/15 and 6/7/16 meetings, PADEP presented concepts and listened to STAC members present concepts that they would like to see incorporated into Chapter 245
- The STAC was also afforded the opportunity to review and discuss draft proposed regulatory language at the 12/6/16, and 3/7/17 meetings
- On 3/7/17, the STAC voted to unanimously support the proposed amendments
- On 5/17/18, draft final-form regulatory language was reviewed and discussed with STAC. At that time, the STAC voted to unanimously support the amendments for publication as final-form rulemaking



PUBLIC VIEWPOINT OF PADEP STAC

- Information on the STAC available on PADEP.gov Storage Tanks webpage





DEP > [Businesses](#) > [Land](#) > [Storage Tanks](#)

WELCOME TO DIVISION OF STORAGE TANKS

In accordance with the Department of Environmental Protection's mission, the Storage Tank Program will protect Pennsylvania's air, land and water from storage tank releases and provide for the health and safety of its citizens. Storage Tank Program staff will work as partners with individuals, organizations, governments and businesses to prevent releases from storage tanks and restore our natural resources when releases do occur. Under the [Storage Tank and Spill Prevention Act](#), which became effective on Aug. 5, 1989, the Storage Tank Program is responsible for developing and implementing [regulations](#) for above ground and underground storage tanks. Specific program responsibilities include the following: tank [registration](#) and payment of an annual

RELATED INFORMATION

[ABOUT STORAGE TANKS](#)

[EPERMITTING](#)

[FACT SHEETS](#)

[DEP TECHNICAL GUIDANCE DOCUMENTS](#)



responsibilities include the following: tank [registration](#) and payment of an annual registration fee, [certification](#) of tank handling and inspection individuals and companies, [permitting](#) of tanks, establishment of technical and operational standards for [aboveground](#) and [underground](#) storage tank systems, and procedures for reporting of releases and [corrective action](#) by tank owners.

WHAT'S NEW IN STORAGE TANKS

- [ONLINE REGISTRATION FEE PAYMENT NOW AVAILABLE](#)
- [Summary Information on Underground Storage Tanks \(USTs\)](#) (PDF) - UPDATED 11/14/2017

DOCUMENTS

FORMS AND APPLICATIONS

ABOVEGROUND STORAGE TANKS

UNDERGROUND STORAGE TANKS

REGISTRATION

PERMITTING

INSTALLER AND INSPECTOR CERTIFICATION

STORAGE TANK CLOSURE

STORAGE TANK DELIVERY PROHIBITION

FINANCIAL ASSISTANCE

PUMP AND PLUG PROGRAM

RESOURCES

STORAGE TANK ADVISORY COMMITTEE

STORAGE TANKS



STORAGE TANK ADVISORY COMMITTEE

Meetings of the Storage Tank Advisory Committee will be held at the Rachel Carson State Office Building, Room 105, at 10 a.m. Meetings will only be held when there are a sufficient number of agenda items for consideration. The meeting dates are as follows:

MEETING SCHEDULE FOR 2018

- March 6, 2018 – **CANCELLED**
- May 17, 2018 (rescheduled from June 5, 2018) – Rachel Carson State Office Building, 6th Floor Conference Room, 10 a.m.
- September 4, 2018 – **CANCELLED**
- December 5, 2018

MAY 17, 2018

- [Agenda](#) (PDF)
- [Draft minutes from the December 5, 2017, meeting](#) (PDF)
- [Draft Final-form Rulemaking to revise Chapter 245 \(Administration of the Storage Tank and Spill Prevention Program\)](#) (PDF)
- [Proposed to Final-form Annex_Summation of changes](#) (PDF)

Contact*:

E-mail us at: tanks@pa.gov or:

write us at: Bureau of Environmental Cleanup and Brownfields, Division of Storage Tanks, P. O. Box 8762, Harrisburg, PA 17105-8762, or:

call us at [717-772-5599](tel:717-772-5599), 800-42-TANKS (within PA).

*** DO NOT USE THIS ADDRESS FOR SUBMITTING A FORMAL RIGHT TO KNOW LAW REQUEST. INQUIRIES SENT HERE WILL BE HANDLED INFORMALLY.** If you are seeking DEP records, please begin your inquiry by clicking [here](#) to obtain a request

RELATED INFORMATION

2017

2016

2015



MEMBERSHIP LIST

Local Government

PA State Associations of Boroughs
County Commissioners Association of PA
PA State Association of Township
Supervisors

Regulated Community

Associated Petroleum Industries of PA
PA Petroleum Association
Petroleum Retailers & Auto Repair
Association
PA Chemical Industry Council
Tank Installers of PA

Public Members

Three positions set aside for public
members
PA Environmental Council
Registered Professional Engineer
Hydrogeologist
Active Commercial Farm
Owner/Operator



MEMBER:	TERM EXPIRES:	ALTERNATE:
J. Stephen Hieber, P.O.E. PWI, Inc. P.O. Box 67 211 Lincolnway West New Oxford, PA 17350-0067 Phone: 717.624.2111 Fax: 717.624.3120 E-mail: jshieber@pwiinc.com	March 1, 2021	J. Benjamin Hieber PWI, Inc. P.O. Box 67 211 Lincolnway West New Oxford, PA 17350-0067 Phone: 717.624.2111 Fax: 717.624.3120 E-mail: jbhieber@pwiinc.com

REPRESENTS TANK INSTALLERS OF PENNSYLVANIA
(Mandated Position)

Public:

Robert J. May, P.E., CHMM (Chairperson) Senior Engineer Synergy Environmental Inc. 155 Railroad Plaza, First Floor Royersford, PA 19468 Phone: 484.369.5000/2007 (office) Phone: 484.256.3198 (cell) Fax: 484.369.2000 E-mail: rjma@synergyenvinc.com	June 30, 2020	VACANT
Timothy S. Bytner, Associate Babst Calland Two Gateway Center Pittsburgh, PA 15222 Phone: 412.394.6504 (office) Phone: 412.600.5956 (cell) Fax: 412.586.1060 E-mail: tbytner@babstcalland.com	December 31, 2019	Meredith Odato Graham, Associate Babst Calland Two Gateway Center Pittsburgh, PA 15222 Phone: 412.773.8712 (office) Phone: 412.600.8827 (cell) Fax: 412.773.8755 E-mail: mgraham@babstcalland.com
David A. Gallogly 2819 Ridge Drive Allison Park, PA 15101 Phone: 412.350.9583 (home) Phone: 412.486.0600, ext. 310 (office) Fax: 412.486.0674 E-mail: dsgallogly@comcast.net	July 31, 2020	VACANT



PADEP STAC

PUBLIC FRIENDLY

- Information on the meetings and proceedings easily obtainable
- Membership list updated on website
- Industry representatives listed
- Contact information listed for each member



CONTACT INFORMATION

- Maryland *ad hoc* Committee on Oil
 - Tom Schruben – environmentalguy@aol.com
 - Chris Ralston – chris.ralston@maryland.gov
- PADEP Storage Tank Advisory Committee
 - Kris Shiffer - kshiffer@pa.gov
 - Robert J. May, PE CHMM - rmay@synergyenvinc.com

