Petroleum Storage Tank

Committee Meeting

December 14, 2012

NEW MEXICO ENVIRONMENT DEPARTMENT

Petroleum Storage Tank Bureau

SUSANA MARTINEZ
Governor

JOHN A. SANCHEZ
Lieutenant Governor

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DAVE MARTIN
Cabinet Secretary

BUTCH TONGATE
Deputy Secretary

JAMES H. DAVIS, Ph.D.
Division Director

AGENDA
STORAGE TANK COMMITTEE MEETING
Friday, December 14, 2012
10:00 AM – 12:00 PM
Toney Anaya Building
Rio Grande Room
2600 Cerrillos Road
Santa Fe, NM 87505

The following items are for discussion and possible action:

Item # 1 Roll Call

Item # 2 Approval of the Agenda

Item # 3 Duties of Committee

Item # 4 Overview of Petroleum Storage Tank Bureau

Item # 5 Update on Remedial Action Sites: Joyce Shearer – 15 minutes

Item # 6 Update of Corrective Action Fund: Delia Flores – 15 minutes

Item # 7 Update on Prevention and Inspection Program: Kal Martin – 15 minutes

Item # 8 Update on Tank Fees, Rule Revisions & Operator Training: Jennifer Pruett – 15 minutes

Item # 9 Other Business

Item # 10 Next Meeting – TBA

Item # 11 Adjournment

Storage Tank Committee: Statutory Authority and Responsibilities

- Created in 2001 as an advisory group in the Ground Water Protection Act (Section 74-6B-4 NMSA 1978).
- Serves as a liaison between the Petroleum Storage Tank Bureau and the public.
- No mandatory responsibilities, but Storage Tank Committee may:
  - Recommend proposed rules to the Environmental Improvement Board or the NMED Secretary;
  - Establish procedures, practices and policies for the Committee's activities;
  - Review corrective actions of NMED and submit comments to the NMED Secretary; and
  - Review payments from the Corrective Action Fund and submit comments on the payments to the NMED Secretary.

Storage Tank Committee: Statutory Authority and Responsibilities (2)

- Membership specified in statute to consist of 7 members:
  - NMED Secretary or his designee; and
  - 6 members appointed by, and serving at the pleasure of, the Governor, chosen from the following groups, with no more than 1 from each group:
    - Fire protection districts;
    - Elected local government officials;
    - Wholesalers of motor fuels;
    - Independent retailers of motor fuels;
    - Individuals knowledgeable about corrective actions for leaking storage tanks;
    - Private citizens or interest groups.
- Generally meets every *other* month, usually in Santa Fe, but occasionally in other parts of the state, to provide opportunities to view or visit sites of particular interest (such as complex remediation sites).
- Meetings have included program summaries, including reports on balance and expenditures of Corrective Action Fund.

Overview of the
Petroleum Storage Tank Bureau
Resource Protection Division
New Mexico Environment Department

PSTB Mission Statement

To reduce, mitigate and eliminate the threats to the environment posed by petroleum products or hazardous material or wastes released from underground and above ground storage tanks.

Four Programs:

- **Prevention/Inspection Program**
- **Tank Fee, Operator Training and Installer Certification**
- **Remedial Action Program**
- **Reimbursement Section**

- **New Rules:** Revisions to the Petroleum Storage Tank Regulations that were adopted by the Environmental Improvement Board became **effective March 17, 2012.**

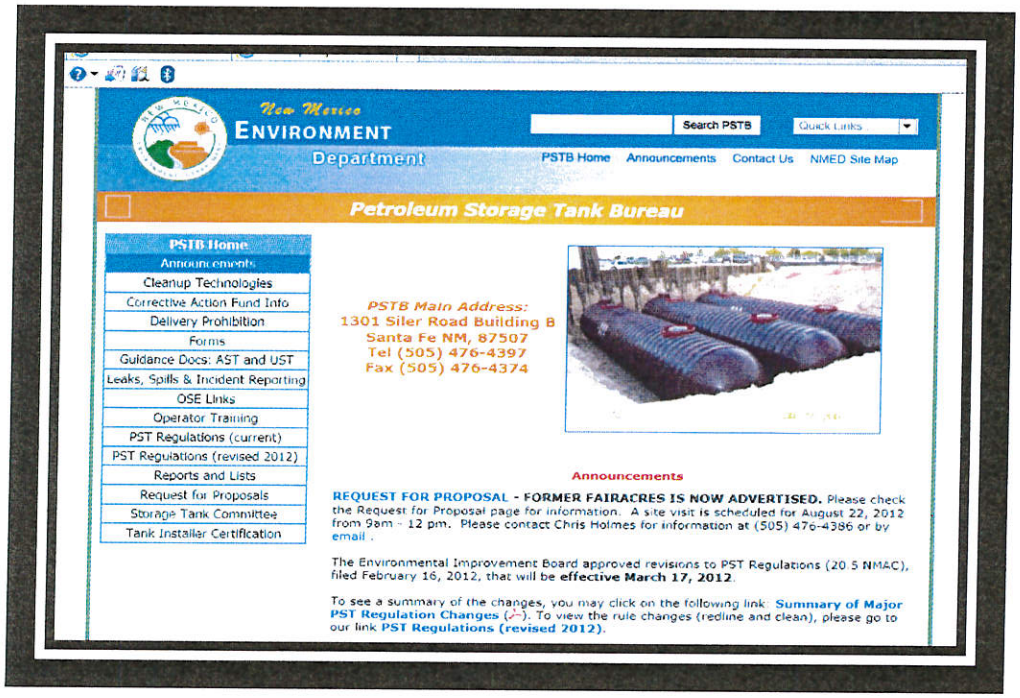
- **Realized Deadlines:**
  - Register all emergency generator tanks by June 15, 2012
  - Compliance with operator training requirements by July 1, 2012

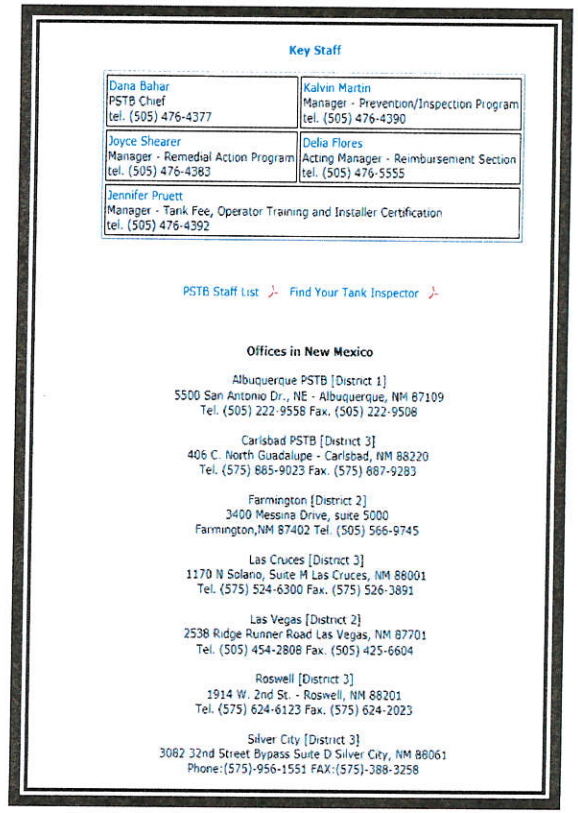
- **Upcoming Deadlines**
  - Certified Installer Certification Renewal
    - Many will expire March 16, 2013, ***so*** Applications due February 16, 2013
  - Secondary Containment Requirements for ASTs: **July 1, 2013**

- Last year cleaned up more sites (48 sites) than we identified as new releases (18 confirmed releases)
- Developed and began implementing Delivery Prohibition Program
- Launched a Listserv to disseminate information to interested parties via e-mail alerts (*sign up on our webpage*)

Contact Us

- www.nmenv.state.nm.us/ust
  - "Find your inspector"
  - "Contact Us"





Key Staff

Dana Bahar PSTB Chief tel. (505) 476-4377	Kalvin Martin Manager - Prevention/Inspection Program tel. (505) 476-4390
Joyce Shearer Manager - Remedial Action Program tel. (505) 476-4383	Delia Flores Acting Manager - Reimbursement Section tel. (505) 476-5555
Jennifer Pruett Manager - Tank Fee, Operator Training and Installer Certification tel. (505) 476-4392	

PSTB Staff List Find Your Tank Inspector

Offices in New Mexico

Albuquerque PSTB [District 1]
5500 San Antonio Dr., NE - Albuquerque, NM 87109
Tel. (505) 222-9558 Fax. (505) 222-9508

Carlsbad PSTB [District 3]
406 C. North Guadalupe - Carlsbad, NM 88220
Tel. (575) 885-9023 Fax. (575) 887-9283

Farmington [District 2]
3400 Messina Drive, suite 5000
Farmington,NM 87402 Tel. (505) 566-9745

Las Cruces [District 3]
1170 N Solano, Suite M Las Cruces, NM 88001
Tel. (575) 524-6300 Fax. (575) 526-3891

Las Vegas [District 2]
2538 Ridge Runner Road Las Vegas, NM 87701
Tel. (505) 454-2808 Fax. (505) 425-6604

Roswell [District 3]
1914 W. 2nd St. - Roswell, NM 88201
Tel. (575) 624-6123 Fax. (575) 624-2023

Silver City [District 3]
3082 32nd Street Bypass Suite D Silver City, NM 88061
Phone:(575)-956-1551 FAX:(575)-388-3258

October 2012 RP WORKPLANS

Facility Name	Location	Phase	Facility #	SID #	WPID #	Approved Amount	Date	PM	Date Entered
Datil General Store	Datil	Ph 1	51739	4392	16554	$ 7,602.35	10/03/12	GB	10/10/12
Alvarez Garage	Mesilla	Ph 2	26555	3836	16550	$ 4,407.92	10/03/12	JK	10/10/12
Liberty Oil	Gallup	Ph 1	29096	1912	16549	$ 5,219.12	10/03/12	BF	10/10/12
Loves Country Store # 257	Milan	Ph 2	29168	4591	16552	$ 44,269.43	10/03/12	DB	10/10/12
Navajo Lodge	Datil	Ph 1	29578	2606	16551	$ 5,970.60	10/03/12	GB	10/10/12
McCasland Chevrolet Site	Belen	Ph 5	29311	227	16558	$ 44,384.15	10/10/12	PdG	10/15/12
Allsups #320	Clovis	MSA	31013	4623	16553	$ 32,771.48	10/03/12	DRR	10/15/12
Gasamat 889/559	Bosque Farms	Ph 5	28319	1008	16555	$ 6,184.60	10/04/12	DB	10/15/12
Plateau Malco	Gallup	Ph 1	1671	3030	16556	$ 6,993.12	10/04/12	JM	10/15/12
Anthem Oil #106	Albuquerque	MSA	1832	4568	16557	$ 31,458.32	10/10/12	ML	10/15/12
Former Guggino Property	Belen	Ph 5	31021	4017	16559	$ 22,012.04	10/10/12	PdG	10/15/12
Sierra Ice & Water	Las Cruces	Ph 5	1185	1185	16561	$ 51,386.23	10/11/12	CH	10/22/12
Brewer Oil Company	Roswell	Ph 5	1751	2673	16563	$ 29,624.02	10/22/12	DRR	11/02/12
Loves Country Store # 257	Milan	Ph 2	29168	4591	16562	$ 147,180.64	10/22/12	DB	11/02/12
Bloomfield Schools	Bloomfield	Ph 1	27743	1538	16575	$ 5,254.50	10/24/12	BF	11/02/12
Bell Gas #62	Carlsbad	Ph 1	962	2741	16570	$ 6,732.00	10/24/12	CN	11/02/12
Linda's Store	Animas	Ph 1	51653	4419	16574	$ 5,833.76	10/24/12	DU	11/02/12
Apache Creek Store #2	Apache Creek	Ph 1	47957	4507	16566	$ 10,486.00	10/23/12	DU	11/02/12
Broadway Texaco	T or C	Ph 1	27051	425	16572	$ 10,743.07	10/24/12	CH	11/02/12
Housley Distributing Inc.	Silver City	Ph 1	28609	4093	16399	$ 1,736.50	10/29/12	DU	11/02/12
Fina # 12	Lovington	Ph 5	28020	1815	16571	$ 2,630.00	10/24/12	CN	11/02/12
Thriftway #408	Gallup	Ph 1	31827	2056	16578	$ 10,150.41	10/30/12	BF	11/02/12
White Lakes Station	White Lakes	Ph 1	8305	427	16565	$ 8,357.78	10/23/12	SvG	11/02/12
Mini Mart Site	Angel Fire	Ph 5	26605	436	16568	$ 5,008.50	10/24/12	SvG	11/02/12
Fina # 11	Artesia	Ph 1	1242	2072	16569	$ 15,150.00	10/24/12	CN	11/02/12
Arroyo Hondo Site	Santa Fe	Ph 5	28598	68	16567	$ 121,682.81	10/23/12	SvG	11/02/12
Ross Hyden Motor Co	Carlsbad	Ph 5	30311	1935	16573	$ 4,986.67	10/24/12	DRR	11/02/12
Tom's Mini Mart	Mountainair	Ph 1	31149	2438	16576	$ 92,820.23	10/24/12	BF	11/02/12
Lea County Electric Co-op	Lovington	Ph 5	29060	4435	16577	$ 127,917.00	10/29/12	DRR	11/05/12
Sierra Ice & Water	Las Cruces	Ph 4	1185	1185	16560	$ 443,909.33	10/11/12	CH	11/05/12
Gadsden Independent School	Anthony	MSA	54702	4645	16564-1	$ 2,219.00	10/17/12	CH	11/05/12
COUNT:	31				**Subtotal**	$ 1,315,081.58			

October 2012 RP ADDENDUMS

Facility Name		Phase	Facility #	SID #	WPID #	Approved Amount	Date	PM
COUNT	0				**Subtotal**	$ -		
				GRAND TOTAL		**$ 1,315,081.58**		

October 2012 SL WORKPLANS

Facility Name	Location	Phase	Facility #	SID #	WPID #	Approved Amount	Date	PM	Contract #
Jennings Site	Socorro	Ph 5	27825	398	3647	$6,514.16	10/03/12	PD	11/667/3000/0002
Santa Fe County Judicial Complex	Santa Fe	Ph 5	53763	4597	3648	$ 53,977.57	10/23/12	SvG	10/667/3000/0006
Bazen Site	Los Lunas	Ph 5	26870	71	3651	$27,877.78	10/24/12	PdG	11/667/3000/0003
Johnson Park	Las Cruces	Ph 1	28783	2579	3650	$6,040.15	10/24/12	CH	11/667/3000/0002
Grants Triple Site- Cibola Chevron	Grants	Ph 4	27360	341	3652	$199,096.11	10/24/12	ML	12/667/3000/0003
Lovington Highway GW	Hobbs	MSA	53751	4464	3649	$15,452.97	10/23/12	CH	11/667/3000/0005
COUNT:	6								
					Subtotal	$ 308,958.74			

October 2012 SL ADDENDUMS

Facility Name			Facility #	SID #	WPID #	Approved Amount	Date	PM	Contract #
COUNT:	0								
					Subtotal	$ -			
			GRAND TOTAL			**$ 308,958.74**			

November 2012 RP WORKPLANS

Facility Name	Location	Phase	Facility #	SID #	WPID #	Approved Amount	Date	PM	Date Entered
South Town Chevron	Alamogordo	Ph 1	1820	4384	16579	$ 47,037.51	11/07/12	DU	11/13/12
Pueblo Conoco	Ft. Sumner	MSA	1686	4601	16581	$ 11,644.00	11/07/12	CN	11/13/12
Bell Gas Carl Shorty's #103	Carlsbad	Ph 5	1796	22	16580	$ 5,700.00	11/07/12	CN	11/13/12
Eddins Walcher Bulk Plant	Hobbs	Ph 1	27853	522	16582	$ 13,151.14	11/07/12	CN	11/13/12
Conway Oil Bulk Plant	Tucumcari	Ph 1	1162	2748	16585	$ 12,572.50	11/09/12	LG	11/20/12
NMSHTD Tierra Amarilla	Tierra Amarilla	Ph 5	26245	225	16588	$ 8,351.94	11/09/12	SvG	11/20/12
Performance 66	Las Vegas	Ph 1	1583	928	16589	$ 13,851.77	11/09/12	SvG	11/20/12
ABC Propane	Roswell	Ph 1	52577	4100	16593	$ 6,200.00	11/09/12	CN	11/20/12
Conway Oil Exxon #8	Santa Rosa	Ph 1	1782	655	16586	$ 4,226.50	11/09/12	LG	11/20/12
Ft. Sumner Exxon	Ft. Sumner	Ph 1	1263	1840	16587	$ 4,654.50	11/09/12	LG	11/20/12
Gadsden Independent School	Anthony	MSA	54702	4645	16583	$ 18,905.10	11/09/12	CH	11/20/12
Allsups #109	Lovington	Ph 1	890	1943	16592	$ 5,403.50	11/09/12	CN	11/20/12
Hatch Valley Public Schools	Hatch	Ph 2	28489	3405	16584	$ 2,878.85	11/09/12	CH	11/20/12
Gasamat # 552	Albuquerque	Ph 1	1283	3304	16590	$ 7,119.16	11/09/12	BF	11/20/12
Bode (Karl) General	Abiquiu	Ph 5	27001	1355	16597	$ 3,269.97	11/26/12	SvG	12/03/12
Giant # 631	Rio Rancho	MSA	1348	4664	16594	$ 9,317.75	11/20/12	BF	12/03/12
Nara Visa Truck Terminal	Nara Visa	Ph 2	53231	4606	16591	$ 37,985.00	11/09/12	JK	12/03/12
Driver's Travelmart # 408	San Jon	Ph 4	28016	1319	16405	$ 10,885.20	11/15/12	JK	12/03/12
Lee's Conoco	Albuquerque	Ph 5	27606	4517	16596	$ 165,245.38	11/26/12	PdG	12/04/12
Las Vegas Public Utilities	Las Vegas	Ph 1	1462	982	16598	$ 7,007.44	11/30/12	GB	12/04/12
COUNT:	20				Subtotal	$ 395,407.21			

November 2012 RP ADDENDUMS

Facility Name		Phase	Facility #	SID #	WPID #	Approved Amount	Date	PM
COUNT	0				Subtotal	$ -		
				GRAND TOTAL		$ 395,407.21		

November 2012 SL WORKPLANS

Facility Name	Location	Phase	Facility #	SID #	WPID #	Approved Amount	Date	PM	Contract #
Montoya Well- El Prado State Lead	El Prado	Ph 5	29490	355	3653	$5,772.65	11/30/12	GB	11/667/3000/0004
COUNT:	1								
					Subtotal	$ 5,772.65			

November 2012 SL ADDENDUMS

Facility Name			Facility #	SID #	WPID #	Approved Amount	Date	PM	Contract #
COUNT:	0								
					Subtotal	$ -			
			GRAND TOTAL			$ 5,772.65			

Corrective Action Fund Update
October 2012

	Beginning Cash	Additions to Cash		Deductions to Cash		Ending Cash
September Ending Cash	$14,434,088	PPL Fee^	$1,647,050	Payments	$ (1,095,481)	
Cash		Salvage Dep	$1,505.45			
				Operating Transfers*	$ (695,575)	
TOTALS	$14,434,088		$1,648,555		$ (1,791,056)	**$14,291,587**

$1,000,000 (Reserve)
$10,890,650 (Workplan Liabilities)
$2,400,937 (Unobligated)

^7-13A-3(C)(4) NMSA 1978 or $150/load
^^Reserve in 20 NMAC 5.15.1505
^^^as described in Section 7-13A-3(E) NMSA 1978

*Funds from CAF to cover CAF Admin. (salaries & assoc. costs) and HB19 transferred monthly based on 1/12 of approved budget
** Operating Transfer was not taken out this month

FY13 Workplan Approval

FY13 Workplan Approval

Month	# of	State Lead	# of	Resp. Party	SLAddenda	RPAddenda
July-12	0	$0	7	$1,135,096	$0	$0
August-12	9	$383,184	34	$493,783	$0	$0
September-12	3	$63,471	41	$1,994,169	$0	$0
October-12	6	$308,959	31	$1,315,082	$0	$0
November-12					$0	$0
December-12					$0	$0
January-13					$0	$0
February-13					$0	$0
March-13					$0	$0
April-13					$0	$0
May-13					$0	$0
June-13					$0	$0
Y-T-D Total	**18**	**$755,614**	**113**	**$4,938,128**	**$0**	**$0**

	Payments
SL	$172,814
RP	$922,667

Yearly Activity Comparison

		Y-T-D FY13	Y-T-D
		Workplan Approvals	
	SL	$755,614	
	RP	$4,938,128	$5,693,743
		Y-T-D FY12	
		Workplan Approvals	
	SL	$849,952	
	RP	$2,324,948	$3,174,900
		Y-T-D FY11	
		Workplan Approvals	
	SL	$258,442	
	RP	$2,512,593	$2,771,035

Y-T-D 13	**Y-T-D 12**	**Y-T-D 11**
Payments	Payments	Payments
$939,977	$647,340	$1,551,459
$3,063,648	$2,664,639	$1,351,637
$4,003,625	$3,311,979	$2,903,096

Corrective Action Fund Update
October 2012

Fiscal Year 13 Monthly Trends

	July-12	August-12	September-12	October-12	November-12	December-12	January-13	February-13	March-13	April-13	May-13	June-13	**TOTAL**
PPL Applicable Fees	$1,395,050	$2,169,055	$1,647,050	$1,560,518									$6,771,673
PPL Posted Fees	$1,549,732	$1,395,050	$2,169,055	$1,647,050									$6,760,887
Operating Transfers*	$695,575	$695,575	$695,575	$695,575									$2,782,300
Other Deposits	$2,203.80		$809.40	$1,505.45									$4,519

FY11 CAF revenue collections used for 30% budget available calculation, pursuant to Section 74-6B-7 NMSA 1978, is $18,898,967.

*$695,575 is the 1/12th budget transfer from the CAF to the Department's Operating Fund for FY13 to match departmental federal grants pursuant to Section 74-6 and to cover CAF administrative expenses and department water needs.
Other Deposits in the amount of $2,203.80, $809.40 and $1,505.45 are Salvage Deposits.

Corrective Action Fund Update
November 2012

	Beginning Cash	Additions to Cash		Deductions to Cash		Ending Cash
October Ending Cash	$14,291,587	PPL Fee^	$1,560,518	Payments	$ (466,039)	
Cash		Salvage Dep				
				Operating Transfers*	$ (695,575)	
TOTALS	$14,291,587		$1,560,518		$ (1,161,614)	**$14,690,491**

$1,000,000 (Reserve)
$10,645,519 (Workplan Liabilities)
$3,044,972 (Unobligated)

^7-13A-3(C)(4) NMSA 1978 or $150/load
^^Reserve in 20 NMAC 5.15.1505
^^^as described in Section 7-13A-3(E) NMSA 1978

*Funds from CAF to cover CAF Admin. (salaries & assoc. costs) and HB19 transferred monthly based on 1/12 of approved budget
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August-12	9	$383,184	34	$493,783	$0	$0
September-12	3	$63,471	41	$1,994,169	$0	$0
October-12	6	$308,959	31	$1,315,082	$0	$0
November-12	1	$5,773	20	$395,407	$0	$0
December-12					$0	$0
January-13					$0	$0
February-13					$0	$0
March-13					$0	$0
April-13					$0	$0
May-13					$0	$0
June-13					$0	$0
Y-T-D Total	**19**	**$761,387**	**133**	**$5,333,536**	**$0**	**$0**

	Payments
SL	$61,333
RP	$404,706

Yearly Activity Comparison

		Y-T-D FY13	Y-T-D
		Workplan Approvals	
	SL	$761,387	
	RP	$5,333,536	$6,094,922
		Y-T-D FY12	
		Workplan Approvals	
	SL	$915,981	
	RP	$3,039,742	$3,955,723
		Y-T-D FY11	
		Workplan Approvals	
	SL	$1,130,800	
	RP	$3,215,579	$4,346,379

Y-T-D 13	Y-T-D 12	Y-T-D 11
Payments	Payments	Payments
$1,001,310	$967,949	$1,759,053
$3,468,355	$3,525,884	$1,609,194
$4,469,664	$4,493,833	$3,368,247

Corrective Action Fund Update
November 2012

Fiscal Year 13 Monthly Trends

	July-12	August-12	September-12	October-12	November-12	December-12	January-13	February-13	March-13	April-13	May-13	June-13	**TOTAL**
PPL Applicable Fees	$1,395,050	$2,169,055	$1,647,050	$1,560,518									$6,771,673
PPL Posted Fees	$1,549,732	$1,395,050	$2,169,055	$1,647,050	$1,560,518								$8,321,405
Operating Transfers*	$695,575	$695,575	$695,575	$695,575	$695,575								$3,477,875
Other Deposits	$2,203.80		$809.40	$1,505.45									$4,519

FY11 CAF revenue collections used for 30% budget available calculation, pursuant to Section 74-6B-7 NMSA 1978, is $18,898,967.

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Other Deposits in the amount of $2,203.80, $809.40 and $1,505.45 are Salvage Deposits.