



**NEW MEXICO  
ENVIRONMENT DEPARTMENT**  
*Petroleum Storage Tank Bureau*



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**REMINDER OF UPCOMING AST UPGRADE DEADLINE**  
**July 1, 2013**

Deadlines for all upgrade requirements for existing Aboveground Storage Tank (“AST”) systems, including secondary containment for tanks and piping, were initially adopted by the Environmental Improvement Board (“EIB”) on August 15, 2003 to be complied with by July 1, 2011. In January 2012, the EIB adopted revisions to the Petroleum Storage Tank Regulations that extended the deadline for AST secondary containment requirements to July 1, 2013. Those revisions became effective on March 17, 2012. This notice is a reminder to AST owners and operators of the upcoming July 1, 2013 deadline. Please work with the local tank inspector for your facility to plan, and receive advance approval of, any necessary upgrades, including AST secondary containment (if required for your existing AST system).

If you are unable to comply with the secondary containment requirements in 20.5.4.35 NMAC by the mandated deadline, please notify the Petroleum Storage Tank Bureau in writing as soon as possible. Please include reasons you are unable to meet the deadline and provide documentation of your progress in meeting the regulatory requirements. Examples of such documentation include but are not limited to an enforceable contract with a description of the proposed work to be performed by the selected certified contractor and a receipt of payment for equipment. In addition, provide the Bureau with a proposed schedule, with justification, to meet the secondary containment requirements. Upon receipt of the information described above, the Bureau will work with you to achieve compliance with the secondary containment requirements in order to ensure continued protection of human health and the environment.

Please address your correspondence to Mr. Calvin Martin, Manager of the Prevention and Inspection Section at the address (*please note new address for the Santa Fe office*) listed below and provide a copy to your Bureau inspector.

2905 Rodeo Park Drive East, Building 1  
Santa Fe, New Mexico 87505

Be advised that until upgrade requirements are met, facilities will be deemed to be out-of-substantial compliance, and, therefore, not eligible for reimbursement from the Corrective Action Fund for remedial action in accordance with 20.5.17.12 NMAC.

Bureau staff is available to assist you and answer any questions or concerns regarding what mandatory upgrade requirements must be met under the regulations. Please contact your local inspector or Mr. Calvin Martin at 505-476-4390 if you have any questions.

May 24, 2013