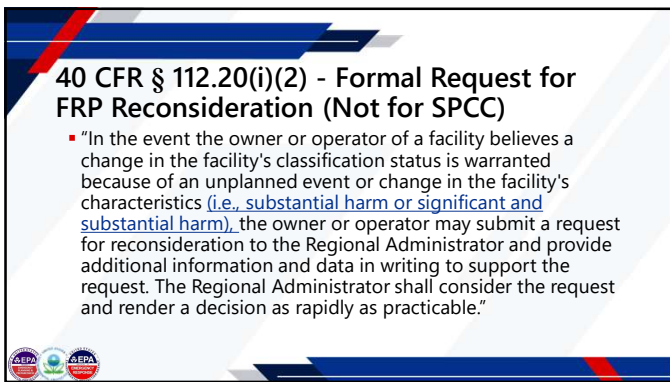




1




2



3

How to Submit FRP Reconsideration Requests in Region 8


- Send signed letter R8_FRP@epa.gov
- Provide supporting documentation or work with us to schedule an inspection to verify
- Request for Information or a Decision (~45 days)
- Maintain FRP until decision is made



4

Examples – Facility Modifications

- The Station no longer has any truck loading racks and associated tanks. The tanks located at the Station are "breakout tanks" and exclusively "transportation related" by definition from 40 CFR 112, appendix A section ii, and as such, meet the exemption from EPA FRP jurisdiction, as outlined in the MOU between the Secretary of Transportation and Administrator of the EPA.
- Facility is requesting a formal reconsideration of the FRP status as the overall storage capacity has decreased from 31 storage tanks with a capacity of 1,432,200 gallons to 21 storage tanks with a capacity of 970,200 gallons. Six (6)-1,100 bbl tanks have been removed from the facility and are utilized at a well production pad. Four (4)-1,100 bbl tanks are permanently out of service and remain onsite. A total of 10 storage tanks were removed from the facility or permanently removed from service. The following notates which tanks were removed from location and which are permanently out of service. The permanently out of service tanks are blind flanged and labeled at permanently out of service.
- **Attachment A includes photos/videos of the disconnected tanks.**



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Often Need Videos/Photos, Engineering Analysis and Surveys, or On-Site Inspection

- WOTUS Jurisdiction Changes
- Flow Pathway Changes
- Engineering Controls
- Out-of-Service Tanks/Truck Racks

- Include ample supporting evidence to expedite complete review and approval



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Example Reconsideration Requests

- Letter signed by facility management
- Explain what's changing and cite rationale by regulation
- Provide supporting documentation

APR 16, 2024
 Michael Porter - FRP Coordinator
 Ange Villa - FRP Coordinator
 EPA Region 8

RE: Formal Request for FRP Reconsideration - [Redacted] Central Tank Battery
 U/Cabinet SWD 1

Dear Michael and Ange:

[Redacted] formally submits a request for EPA to reclassify its Central Tank Battery (Cabinet SWD 1) (CTB 1), located at 127th St SW, 10 miles west of Manning, MO. [Redacted] enters that a change in the facility's classification status is warranted due to a change in the facility's characteristics, namely the reduction in Aggregate Oil Storage Capacity on site below the 1,000,000-gallon threshold.

[Redacted] has recently decommissioned tank ABJ1000 and disconnected it from the remaining storage and process equipment on location. This work has reduced the Aggregate Oil Storage Capacity at CTB 1 to 306,506 gallons, below the 1,000,000-gallon threshold set by EPA for FRP program membership. Tank ABJ1000 has had all its volatile inventory removed and is completely disconnected from the other leakage and piping on location to prevent the Aggregate Oil Storage Capacity at CTB 1 from ever exceeding 1 million gallons in the future. ABJ1000 will be cleaned and will remain on location but will be bolted out and not used for oil storage in the future.

[Redacted] CTB 1 facility does not meet any of the other requirements laid out in EPA's Certification of the Applicability of the Substantial Harm Criteria, as shown by the updated questionnaire filed out below. Operations at the facility do not include over-water transfers and the facility has now has less than 1,000,000 gallons of oil storage, which precludes it from membership in the EPA FRP Program.

If you have any follow-up questions about the request for reclassification, need more information to aid your decision, or to request a site visit to confirm details on location, please contact me at (713) 919-9111.

Sincerely,
 [Signature]

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Supporting Documentation

#1 - Decommissioned Tank & 'No Oil' Signage
 Best Date

#2 - Decommissioned Tank & 'No Oil' Signage
 Best Date

#3 - Decommissioned Tank Top View
 Best Date

#4 - Remaining Tanks on Site
 Best Date

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