



**Standard Gasoline Dispensing Facilities  
Air Emission Source Construction Permit/Approval**

**Eligibility This document can be used for the following:**

- A gasoline dispensing facility located at a source not required to obtain a Class I Operating Permit
- A source that is required to apply for a Class I Operating Permit that has or proposes a gasoline dispensing facility with < 10,000 gallons per month throughput

**This permit/approval is issued pursuant to K.S.A. 65-3008 as amended.**

**I. Description of Activity Subject to Air Pollution Control Regulations**

Gasoline dispensing facilities (GDF) located at area sources of hazardous air pollutants (HAPs). Gasoline dispensing facility (GDF) means any stationary facility which dispenses gasoline into the fuel tank of a motor vehicle, motor vehicle engine, nonroad vehicle, or nonroad engine, including a nonroad vehicle or nonroad engine used solely for competition. These facilities include, but are not limited to, facilities that dispense gasoline into on- and off-road, street, or highway motor vehicles, lawn equipment, boats, test engines, landscaping equipment, generators, pumps, and other gasoline-fueled engines and equipment.

**II. Significant Applicable Air Regulations**

The following air quality regulations were determined to be applicable to this source:

- A. K.A.R. 28-19-650, Emissions opacity limits
- B. K.A.R. 28-19-750, which adopts by reference 40 CFR Part 63 Subpart CCCCCC – National Emission Standards for Hazardous Air Pollutants for Source Category: Gasoline Dispensing Facilities

**III. Notification**

Each owner or operator subject to the control requirements in 40 CFR 63.1117 must submit an initial notification as outlined in 40 CFR 63.11124. 40 CFR 63.1117 applies only to facilities with monthly throughput of 10,000 gallons of gasoline or more.

**IV. Class I Operating Permit Requirements**


Class I Operating Permits are not required under K.A.R. 28-19-500 solely due to applicability of 40 CFR Part 63 Subpart CCCCCC.

Facilities subject to Class I Operating Permit requirements under K.A.R. 28-19-500 must list emission units subject to 40 CFR Part 63 Subpart CCCCCC and associated applicable requirements in the operating permit application.

**V. General Provisions**

- A. This document shall become void if the construction or modification has not commenced within 18 months of the effective date, or if the construction or modification is interrupted for a period of 18 months or longer.
- B. A construction permit or approval must be issued by KDHE prior to commencing any construction or modification of equipment or processes which results in potential-to-emit increases equal to or greater than the thresholds specified at K.A.R. 28-19-300.
- C. Upon presentation of credentials and other documents as may be required by law, representatives of the KDHE (including authorized contractors of the KDHE) shall be allowed to:
  - 1. enter upon the premises where a regulated facility or activity is located or conducted or where records must be kept under conditions of this document;
  - 2. have access to and copy, at reasonable times, any records that must be kept under conditions of this document;
  - 3. inspect, at reasonable times, any facilities, equipment (including monitoring and control equipment), practices, or operations regulated or required under this document; and
  - 4. sample or monitor, at reasonable times, for the purposes of assuring compliance with this document or as otherwise authorized by the Secretary of the KDHE, any substances or parameters at any location.
- D. The emission unit or stationary source which is the subject of this document shall be operated in compliance with all applicable requirements of the Kansas Air Quality Act and the federal Clean Air Act.
- E. This document is subject to periodic review and amendment as deemed necessary to fulfill the intent and purpose of the Kansas Air Quality Statutes and Regulations.
- F. This document does not relieve the permittee of the obligation to obtain any approvals, permits, licenses, or documents of sanction which may be required by other federal, state, or local agencies.

**Issued by**

 12/30/2015

Rick Brunetti, Director  
Bureau of Air



# Guidance Document for Gasoline Dispensing Facilities subject to 40 CFR Part 63, Subpart CCCCC, National Emission Standards for Hazardous Air Pollutants for Gasoline Dispensing Facilities

Gasoline dispensing facilities (GDF) (both underground and above ground systems that store and dispense gasoline and/or gasoline blended with ethanol) have the potential to emit hazardous air pollutants (HAP) such as benzene, toluene, ethylbenzene, xylene, etc. through their vent lines, fill ports, spills, leaks, etc. Federal laws for GDF's base requirements on the monthly throughput\* of gasoline and/or blended gasoline in the storage tank system. Facilities that are located at an area source\*\* of HAPs are subject to the requirements of 40 CFR Part 63, Subpart CCCCC. Equipment used to fuel motor vehicles is not subject to this regulation. For more information: <http://www3.epa.gov/ttn/atw/gasdist/gasdispg.html>

Monthly Throughput	Requirements	Reporting/Recordkeeping
<10,000 gallons	1) Minimize spills 2) Clean up spills expeditiously 3) Cover gasoline containers & storage tank fill pipes with gasketed seal 4) Minimize gasoline sent to open collection systems	None but must be able to demonstrate that throughput is below 10,000 gallons per month
≥10,000 gallons	<b>All of above items, plus:</b> 5) For storage tanks ≥ 250 gallons capacity, load storage tank using submerged fill with discharge that is no more than the following from the bottom of tank: a) 12 inches for pipes installed on or before 11/9/2006, b) 6 inches for pipes installed after 11/9/2006, OR, maintain the gasoline level to never fall below the pipe discharge and demonstrate by documentation.	1) Initial Notification 2) Notification of Compliance Status Forms can be found at the website above
≥100,000 gallons	<b>All of the above, plus one of the following:</b> 6) Operate a vapor balance system installed prior to 1/10/08, that meets an enforceable state, local, or tribal rule or permit that requires, either a) an emission reduction of at least 90%, or b) meeting the management practices specified below (#7). 7) Operate vapor balance system during storage tank loadings using the following management practices: a) Equip connections & lines with seal closures b) Maintain vapor tight line from storage tank to cargo tank c) Keep Cargo Tank pressure below specified settings d) System designed to prevent over tight/loosening of fittings e) Gauge well provided with submerged drop tube extending specified distance (see item 5) from tank bottom f) Use vapor tight caps for liquid fill connections g) Install pressure/vacuum vent valves on tank vent pipes at specified setting, and test initially and every 3 years h) Vapor balance system must meet static pressure test initially and every 3 years i) Provide a dual-point (no coaxial) vapor balance systems for new GDF or tanks, and reconstructed GDF. 8) Operate a vapor balance system demonstrated to achieve a reduction of 95% or better.	1) Initial Notification 2) Notification of Compliance Status 3) Keep records and reports as specified in 40 CFR 63.11125 & 63.11126. 4) Keep record of initial and every three year pressure tests. 5) Test notification 60 days before test and test results 180 days after testing Forms can be found at the website above

**Compliance dates for existing facilities have passed; if you have not submitted the appropriate compliance documents or need further information, contact KDHE – Bureau of Air at (785) 296-1542**

\*Monthly Throughput: calculated by summing the volume of gasoline loaded into, or dispensed from, all gasoline storage tanks at each GDF during the current day, plus the total volume of gasoline loaded into, or dispensed from, all gasoline storage tanks at each GDF during the previous 365 days, and then dividing that sum by 12.

\*\*Area source of HAP: means any stationary source or group of stationary sources located within a contiguous area and under common control that emits or has the potential to emit considering controls, in the aggregate, less than 10 tons per year of any hazardous air pollutant or less than 25 tons per year of any combination of hazardous air pollutants.

The owner/operator shall comply with all applicable provisions of 40 CFR Part 63, if a conflict exists between references in this document and the regulation, the regulation shall take precedence.

**EXAMPLE Initial Notification  
for Gasoline Dispensing Facilities (GDF)<sup>1</sup>  
(as of January 24, 2011)**

This Initial Notification is to meet the requirements of Section 63.11124(a) or (b), **40 CFR Part 63, Subpart CCCCCC — National Emission Standards for Hazardous Air Pollutants for Area Source Category: Gasoline Dispensing Facilities.** {Copy of Federal Register notices: <http://www.epa.gov/ttn/atw/area/fr10ja08.pdf>, <http://www.epa.gov/ttn/atw/area/fr07mr08.pdf>, and <http://www.epa.gov/ttn/atw/area/fr24ja11.pdf> }

**Due Date:**

This Initial Notification report for existing sources is due:

1. Not later than May 9, 2008, or within 120 calendar days after the source becomes subject to the relevant standard.
2. Not later than May 24, 2011, if your existing source is subject to the control requirements in section 63.11117 or 63.11118 only because it loads gasoline into fuel tanks other than those in motor vehicles, as defined in section 63.11132.

Sources may also use the application for approval of construction or reconstruction under section 63.5(d) to fulfill the initial notification requirement.

If you are a new or reconstructed GDF on or after November 9, 2006, you must also include information required under 63.5(d) and 63.9(b)(5)— the Application for Approval of Construction or Reconstruction. You may use the Application for Approval of Construction and Reconstruction as your initial notification. (section 63.5(d)(1)(ii)).

**Name and address (i.e., physical location) of GDF:**

Print or type the following information for each facility for which you are making initial notification:

Operating Permit Number (OPTIONAL)		Facility I.D. Number (OPTIONAL)	
Facility Name			
Facility Street Address			
City	State	ZIP Code	
Facility Local Contact Name	Title	Phone (OPTIONAL)	

<sup>1</sup> *Gasoline dispensing facility (GDF)* means any stationary facility which dispenses gasoline into the fuel tank of a motor vehicle, motor vehicle engine, nonroad vehicle, or nonroad engine, including a nonroad vehicle or nonroad engine used solely for competition. These facilities include, but are not limited to, facilities that dispense gasoline into on- and off-road, street, or highway motor vehicles, lawn equipment, boats, test engines, landscaping equipment, generators, pumps, and other gasoline-fueled engines and equipment.

*Gasoline* means any petroleum distillate or petroleum distillate/alcohol blend having a Reid vapor pressure of 27.6 kilopascals or greater which is used as a fuel for internal combustion engines.

**Briefly describe your GDF:**

Provide (at least the following is required) a brief description of the nature, size, design, and method of operation of the GDF and an identification of the types gasoline storage tanks and vent pipes. [Example: This facility is a 24-hour convenience store with about 120,000 gallons per month in sales of gasoline. We have four dispenser islands and three 15,000-gallon capacity underground storage tanks with pressure vacuum valves on each storage tank vent.]

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**Name and address of the owner and the operator:**

Print or type the following information for each facility for which you are making initial notification:

Owner Name:

Street Address

City	State	ZIP Code
<input type="text"/>	<input type="text"/>	<input type="text"/>

Operator Name (if different from Owner)

Operator Address (If different than Owner)

City	State	ZIP Code
<input type="text"/>	<input type="text"/>	<input type="text"/>

**Identification of requirements: (initial in box beside answer that you can support and demonstrate)**

Questions		
Yes	<input type="checkbox"/>	1. Does your GDF have a <i>monthly throughput</i> <sup>2</sup> of less than 10,000 gallons per month?
No	<input type="checkbox"/>	

<sup>2</sup> *Monthly throughput* means the total volume of gasoline that is loaded into, or dispensed from, all gasoline storage tanks at each GDF during a month. Monthly throughput is calculated by summing the volume of gasoline loaded into, or dispensed from, all gasoline storage tanks at each GDF during the current day, plus the total volume of gasoline loaded into, or dispensed from, all gasoline storage tanks at each GDF during the previous 364 days, and then dividing that sum by 12.

Note: You are not required to submit this Initial Notification if you answer #1 “Yes”, as long as the monthly throughput at your GDF remains below 10,000 gallons. You must have records available within 24 hours of a request to document your gasoline throughput. You are still subject to this rule, and must comply (be able to answer Yes) with all the items in #2 by January 10, 2011, except that if your existing source is subject to this subpart only because it loads gasoline into fuel tanks other than those in motor vehicles, as defined in section 63.11132, you must comply by January 24, 2014.

Yes		2. Do you not allow gasoline to be handled in a manner that would result in vapor releases to the atmosphere for extended periods of time? Measures to be taken include, but are not limited to, the following: (a) Minimize gasoline spills; (b) Clean up spills as expeditiously as practicable;
No		(c) Cover all open gasoline containers and all gasoline storage tank fill-pipes with a gasketed seal when not in use; (d) Minimize gasoline sent to open waste collection systems that collect and transport gasoline to reclamation and recycling devices, such as oil/water separators.

Yes		3. Does your GDF have a <i>monthly throughput</i> of 10,000 gallons per month or more?
No		
Yes		4. Do you fill all gasoline storage tanks greater than or equal to 250 gallons, through a <i>submerged fill</i> <sup>3</sup> pipe whose discharge in the bottom of the tank is no more than the following?
No		(a) Submerged fill pipes installed on or before November 9, 2006, must be no more than 12 inches from the bottom of the storage tank. (b) Submerged fill pipes installed after November 9, 2006, must be no more than 6 inches from the bottom of the storage tank.  <b>Note:</b> Submerged fill pipes not meeting the specifications in (a) or (b) above are allowed if the owner or operator can demonstrate that the liquid level in the tank is always above the entire opening of the fill pipe. Documentation providing such demonstration must be made available for inspection by the Administrator’s delegated representative during the course of a site visit.

**Note:** You are not required to submit this Initial Notification if you answered “yes” to question #4 and “no” to question #5 (below), and you can demonstrate at any time to the EPA Administrator or its delegated authority that prior to January 10, 2008, you are operating in compliance with an enforceable State, local, or tribal rule or permit that requires at least:

(a) Submerged fill pipes installed on or before November 9, 2006, must be no more than 12 inches from the bottom of the storage tank.

(b) Submerged fill pipes installed after November 9, 2006, must be no more than 6 inches from the bottom of the storage tank.

(see Note under question 4)

<sup>3</sup> *Submerged filling* means, for the purposes of this subpart, the filling of a gasoline storage tank through a submerged fill pipe whose discharge is no more than the applicable distances specified in section 63.11117(b) (and listed in question 4) from the bottom of the tank. Bottom filling of gasoline storage tanks is included in this definition.

Yes		5. Does your GDF have a <i>monthly throughput</i> of 100,000 gallons per month or more?
No		
Yes		6. Do you have a <i>vapor balance system</i> <sup>4</sup> on all gasoline storage tanks, except for the following gasoline storage tanks? (a) Tanks constructed on or before January 10, 2008, with a capacity of less than 2,000 gallons (b) Tanks constructed after January 10, 2008, with a capacity of less than 250 gallons (c) Tanks equipped with floating roofs, or the equivalent.
No		
<p><b>Note:</b> You are not required to submit this Initial Notification if you answered “yes” to questions #4, #5, and #6; and if you can demonstrate that prior to January 10, 2008, you are operating in compliance with an enforceable State, local, or tribal rule or permit that <u>requires at least</u>, both:</p> <p>(a) <i>Submerged fill</i> pipe whose discharge in the bottom of the tank is no more than: (a) Submerged fill pipes installed on or before November 9, 2006, must be no more than 12 inches from the bottom of the storage tank, and (b) Submerged fill pipes installed after November 9, 2006, must be no more than 6 inches from the bottom of the storage tank. (see Note under question 4.)</p> <p>(b) <i>Vapor balance system</i> in compliance before January 10, 2008 with either: (a) Achieves emissions reduction of at least 90 percent, or (b) Operates using management practices at least as stringent as those listed in Table 1 to 40 CFR Part 63, Subpart CCCCCC.</p>		

<sup>4</sup> *Vapor balance system* means a combination of pipes and hoses that create a closed system between the vapor spaces of an unloading gasoline cargo tank and a receiving storage tank such that vapors displaced from the storage tank are transferred to the gasoline cargo tank being unloaded.

**Submit Initial Notification as follows: (to both, and keep a copy for your records)**

- a. To the appropriate EPA Regional Offices (see addresses below); and
- b. If the State has been delegated the authority for this regulation under section 112(l) of the Clean Air Act, submit the notification to the appropriate State agency found at the following link: <http://www.4cleanair.org/contactUsaLevel.asp>. *[Given you may not know who is the delegated authority, submit this report to the local or state authorities that you normally send reports to or that you contact about air pollution issues, permits, etc. ]*

Addresses of EPA Regional Offices:

EPA Region I (Connecticut, Maine, Massachusetts, New Hampshire, Rhode Island, Vermont)  
5 Post Office Square, Suite 100, Mail code: OES04-2, Boston MA 02109-3912 Attention: Air Clerk

EPA Region II (New Jersey, New York, Puerto Rico, Virgin Islands), Director, Division of Enforcement and Compliance Assistance, 290 Broadway, New York, NY 10007-1866.

EPA Region III (Delaware, District of Columbia, Maryland, Pennsylvania, Virginia, West Virginia), Director, Air Protection Division, 1650 Arch Street, Philadelphia, PA 19103.

EPA Region IV (Alabama, Florida, Georgia, Kentucky, Mississippi, North Carolina, South Carolina, Tennessee).  
Director, Air, Pesticides and Toxics Management Division, Atlanta Federal Center, 61 Forsyth Street, Atlanta, GA 30303-3104.

EPA Region V (Illinois, Indiana, Michigan, Minnesota, Ohio, Wisconsin), Director, Air and Radiation Division, 77 West Jackson Blvd., Chicago, IL 60604-3507.

EPA Region VI (Arkansas, Louisiana, New Mexico, Oklahoma, Texas), Director, Air, Pesticides and Toxics, 1445 Ross Avenue, Dallas, TX 75202-2733.

EPA Region VII (Iowa, Kansas, Missouri, Nebraska), Director, Air, Air and Waste Management Division, U.S. Environmental Protection Agency, 11201 Renner Blvd, Lenexa, KS 66219.

EPA Region VIII (Colorado, Montana, North Dakota, South Dakota, Utah, Wyoming), Director, Air and Toxics Technical Enforcement Program, Office of Enforcement, Compliance and Environmental Justice, 1595 Wynkoop Street, Denver, CO 80202-1129.

EPA Region IX (Arizona, California, Hawaii, Nevada, American Samoa, Guam), Director, Air and Toxics Division, 75 Hawthorne Street, San Francisco, CA 94105.

EPA Region X (Alaska, Idaho, Oregon, Washington), Director, Office of Air, Waste and Toxics, 1200 6<sup>th</sup> Ave., Suite 900, AWT-107, Seattle, WA 98101.



**EXAMPLE Initial Notification  
for Gasoline Dispensing Facilities (GDF)<sup>1</sup>  
(as of January 24, 2011)**

This Initial Notification is to meet the requirements of Section 63.11124(a) or (b), **40 CFR Part 63, Subpart CCCCCC — National Emission Standards for Hazardous Air Pollutants for Area Source Category: Gasoline Dispensing Facilities.** {Copy of Federal Register notices: <http://www.epa.gov/ttn/atw/area/fr10ja08.pdf>, <http://www.epa.gov/ttn/atw/area/fr07mr08.pdf>, and <http://www.epa.gov/ttn/atw/area/fr24ja11.pdf> }

**Due Date:**

This Initial Notification report for existing sources is due:

1. Not later than May 9, 2008, or within 120 calendar days after the source becomes subject to the relevant standard.
2. Not later than May 24, 2011, if your existing source is subject to the control requirements in section 63.11117 or 63.11118 only because it loads gasoline into fuel tanks other than those in motor vehicles, as defined in section 63.11132.

Sources may also use the application for approval of construction or reconstruction under section 63.5(d) to fulfill the initial notification requirement.

If you are a new or reconstructed GDF on or after November 9, 2006, you must also include information required under 63.5(d) and 63.9(b)(5)— the Application for Approval of Construction or Reconstruction. You may use the Application for Approval of Construction and Reconstruction as your initial notification. (section 63.5(d)(1)(ii)).

**Name and address (i.e., physical location) of GDF:**

Print or type the following information for each facility for which you are making initial notification:

Operating Permit Number (OPTIONAL)		Facility I.D. Number (OPTIONAL)	
Facility Name			
Facility Street Address			
City	State	ZIP Code	
Facility Local Contact Name	Title	Phone (OPTIONAL)	

<sup>1</sup> *Gasoline dispensing facility (GDF)* means any stationary facility which dispenses gasoline into the fuel tank of a motor vehicle, motor vehicle engine, nonroad vehicle, or nonroad engine, including a nonroad vehicle or nonroad engine used solely for competition. These facilities include, but are not limited to, facilities that dispense gasoline into on- and off-road, street, or highway motor vehicles, lawn equipment, boats, test engines, landscaping equipment, generators, pumps, and other gasoline-fueled engines and equipment.

*Gasoline* means any petroleum distillate or petroleum distillate/alcohol blend having a Reid vapor pressure of 27.6 kilopascals or greater which is used as a fuel for internal combustion engines.

**Briefly describe your GDF:**

Provide (at least the following is required) a brief description of the nature, size, design, and method of operation of the GDF and an identification of the types gasoline storage tanks and vent pipes. [Example: This facility is a 24-hour convenience store with about 120,000 gallons per month in sales of gasoline. We have four dispenser islands and three 15,000-gallon capacity underground storage tanks with pressure vacuum valves on each storage tank vent.]

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**Name and address of the owner and the operator:**

Print or type the following information for each facility for which you are making initial notification:

Owner Name:

Street Address

City

State

ZIP Code

<input type="text"/>	<input type="text"/>	<input type="text"/>
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Operator Name (if different from Owner)

Operator Address (If different than Owner)

City

State

ZIP Code

<input type="text"/>	<input type="text"/>	<input type="text"/>
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**Identification of requirements: (initial in box beside answer that you can support and demonstrate)**

Questions		
Yes	<input type="checkbox"/>	1. Does your GDF have a <i>monthly throughput</i> <sup>2</sup> of less than 10,000 gallons per month?
No	<input type="checkbox"/>	

<sup>2</sup> *Monthly throughput* means the total volume of gasoline that is loaded into, or dispensed from, all gasoline storage tanks at each GDF during a month. Monthly throughput is calculated by summing the volume of gasoline loaded into, or dispensed from, all gasoline storage tanks at each GDF during the current day, plus the total volume of gasoline loaded into, or dispensed from, all gasoline storage tanks at each GDF during the previous 364 days, and then dividing that sum by 12.

Note: You are not required to submit this Initial Notification if you answer #1 "Yes", as long as the monthly throughput at your GDF remains below 10,000 gallons. You must have records available within 24 hours of a request to document your gasoline throughput. You are still subject to this rule, and must comply (be able to answer Yes) with all the items in #2 by January 10, 2011, except that if your existing source is subject to this subpart only because it loads gasoline into fuel tanks other than those in motor vehicles, as defined in section 63.11132, you must comply by January 24, 2014.

Yes		2. Do you not allow gasoline to be handled in a manner that would result in vapor releases to the atmosphere for extended periods of time? Measures to be taken include, but are not limited to, the following:
No		<ul style="list-style-type: none"> <li>(a) Minimize gasoline spills;</li> <li>(b) Clean up spills as expeditiously as practicable;</li> <li>(c) Cover all open gasoline containers and all gasoline storage tank fill-pipes with a gasketed seal when not in use;</li> <li>(d) Minimize gasoline sent to open waste collection systems that collect and transport gasoline to reclamation and recycling devices, such as oil/water separators.</li> </ul>

Yes		3. Does your GDF have a <i>monthly throughput</i> of 10,000 gallons per month or more?
No		
Yes		4. Do you fill all gasoline storage tanks greater than or equal to 250 gallons, through a <i>submerged fill</i> <sup>3</sup> pipe whose discharge in the bottom of the tank is no more than the following?
No		<ul style="list-style-type: none"> <li>(a) Submerged fill pipes installed on or before November 9, 2006, must be no more than 12 inches from the bottom of the storage tank.</li> <li>(b) Submerged fill pipes installed after November 9, 2006, must be no more than 6 inches from the bottom of the storage tank.</li> </ul> <p><b>Note:</b> Submerged fill pipes not meeting the specifications in (a) or (b) above are allowed if the owner or operator can demonstrate that the liquid level in the tank is always above the entire opening of the fill pipe. Documentation providing such demonstration must be made available for inspection by the Administrator's delegated representative during the course of a site visit.</p>

**Note:** You are not required to submit this Initial Notification if you answered "yes" to question #4 and "no" to question #5 (below), and you can demonstrate at any time to the EPA Administrator or its delegated authority that prior to January 10, 2008, you are operating in compliance with an enforceable State, local, or tribal rule or permit that requires at least:

(a) Submerged fill pipes installed on or before November 9, 2006, must be no more than 12 inches from the bottom of the storage tank.

(b) Submerged fill pipes installed after November 9, 2006, must be no more than 6 inches from the bottom of the storage tank.

(see Note under question 4)

<sup>3</sup> *Submerged filling* means, for the purposes of this subpart, the filling of a gasoline storage tank through a submerged fill pipe whose discharge is no more than the applicable distances specified in section 63.11117(b) (and listed in question 4) from the bottom of the tank. Bottom filling of gasoline storage tanks is included in this definition.

Yes		5. Does your GDF have a <i>monthly throughput</i> of 100,000 gallons per month or more?
No		
Yes		6. Do you have a <i>vapor balance system</i> <sup>4</sup> on all gasoline storage tanks, except for the following gasoline storage tanks? (a) Tanks constructed on or before January 10, 2008, with a capacity of less than 2,000 gallons (b) Tanks constructed after January 10, 2008, with a capacity of less than 250 gallons (c) Tanks equipped with floating roofs, or the equivalent.
No		
<p><b>Note:</b> You are not required to submit this Initial Notification if you answered “yes” to questions #4, #5, and #6; and if you can demonstrate that prior to January 10, 2008, you are operating in compliance with an enforceable State, local, or tribal rule or permit that <u>requires at least</u>, both:</p> <p>(a) <i>Submerged fill pipe</i> whose discharge in the bottom of the tank is no more than: (a) Submerged fill pipes installed on or before November 9, 2006, must be no more than 12 inches from the bottom of the storage tank, and (b) Submerged fill pipes installed after November 9, 2006, must be no more than 6 inches from the bottom of the storage tank. (see Note under question 4.)</p> <p>(b) <i>Vapor balance system</i> in compliance before January 10, 2008 with either: (a) Achieves emissions reduction of at least 90 percent, or (b) Operates using management practices at least as stringent as those listed in Table 1 to 40 CFR Part 63, Subpart CCCCC.</p>		

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<sup>4</sup> *Vapor balance system* means a combination of pipes and hoses that create a closed system between the vapor spaces of an unloading gasoline cargo tank and a receiving storage tank such that vapors displaced from the storage tank are transferred to the gasoline cargo tank being unloaded.

**Submit Initial Notification as follows: (to both, and keep a copy for your records)**

- a. To the appropriate EPA Regional Offices (see addresses below); and
- b. If the State has been delegated the authority for this regulation under section 112(l) of the Clean Air Act, submit the notification to the appropriate State agency found at the following link: <http://www.4cleanair.org/contactUsaLevel.asp>. *[Given you may not know who is the delegated authority, submit this report to the local or state authorities that you normally send reports to or that you contact about air pollution issues, permits, etc. ]*

Addresses of EPA Regional Offices:

EPA Region I (Connecticut, Maine, Massachusetts, New Hampshire, Rhode Island, Vermont)  
5 Post Office Square, Suite 100, Mail code: OES04-2, Boston MA 02109-3912 Attention: Air Clerk

EPA Region II (New Jersey, New York, Puerto Rico, Virgin Islands), Director, Division of Enforcement and Compliance Assistance, 290 Broadway, New York, NY 10007-1866.

EPA Region III (Delaware, District of Columbia, Maryland, Pennsylvania, Virginia, West Virginia), Director, Air Protection Division, 1650 Arch Street, Philadelphia, PA 19103.

EPA Region IV (Alabama, Florida, Georgia, Kentucky, Mississippi, North Carolina, South Carolina, Tennessee).  
Director, Air, Pesticides and Toxics Management Division, Atlanta Federal Center, 61 Forsyth Street, Atlanta, GA 30303-3104.

EPA Region V (Illinois, Indiana, Michigan, Minnesota, Ohio, Wisconsin), Director, Air and Radiation Division, 77 West Jackson Blvd., Chicago, IL 60604-3507.

EPA Region VI (Arkansas, Louisiana, New Mexico, Oklahoma, Texas), Director, Air, Pesticides and Toxics, 1445 Ross Avenue, Dallas, TX 75202-2733.

EPA Region VII (Iowa, Kansas, Missouri, Nebraska), Director, Air, Air and Waste Management Division, U.S. Environmental Protection Agency, 11201 Renner Blvd, Lenexa, KS 66219.

EPA Region VIII (Colorado, Montana, North Dakota, South Dakota, Utah, Wyoming), Director, Air and Toxics Technical Enforcement Program, Office of Enforcement, Compliance and Environmental Justice, 1595 Wynkoop Street, Denver, CO 80202-1129.

EPA Region IX (Arizona, California, Hawaii, Nevada, American Samoa, Guam), Director, Air and Toxics Division, 75 Hawthorne Street, San Francisco, CA 94105.

EPA Region X (Alaska, Idaho, Oregon, Washington), Director, Office of Air, Waste and Toxics, 1200 6<sup>th</sup> Ave., Suite 900, AWT-107, Seattle, WA 98101.