

UNDERGROUND STORAGE TANK PROGRAM Proposed Ordinance Revisions and Fee Schedule

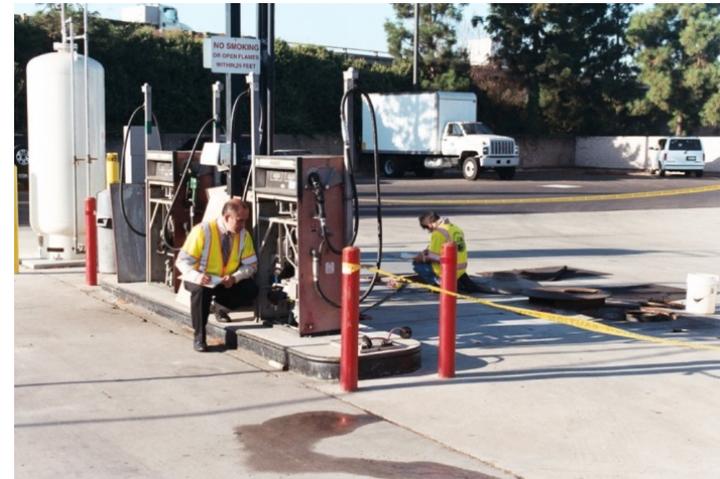
Environmental Programs Division
April 21, 2015

“We lead, inspire, and support our communities
toward a healthy, waste-free future.”



Overview

- ▶ The UST Program
- ▶ The Role of Public Works
- ▶ Program Funding
- ▶ Changes to State Laws and Regulations
- ▶ 2001 vs 2015
- ▶ Streamlined Operations
- ▶ CalEPA Findings
- ▶ Ordinance Revisions
- ▶ Proposed Fee Adjustments
- ▶ Proposed New Fee Types
- ▶ Benefits to our customers



The UST Program

- ▶ CalEPA regulates the storage of hazardous substances in underground tanks to protect groundwater quality and human health and environment.
- ▶ County of LA Fire Department is the Certified Unified Participating Agency for this area, simply called CUPA.
- ▶ Public Works oversees the underground storage tank program.
- ▶ Jurisdiction – 142 Unincorporated County communities and 77 cities



The Role of Public Works

On an Annual Basis

- ▶ Permitting – 1,600 Facilities under permit, 4,400 underground storage tanks.
- ▶ Inspections – 1,600 routine inspections and over 350 other inspections
- ▶ Plan Review/Approval – Over 1,100 applications
- ▶ Compliance – Ensure compliance with State laws and regulations as well as County code.

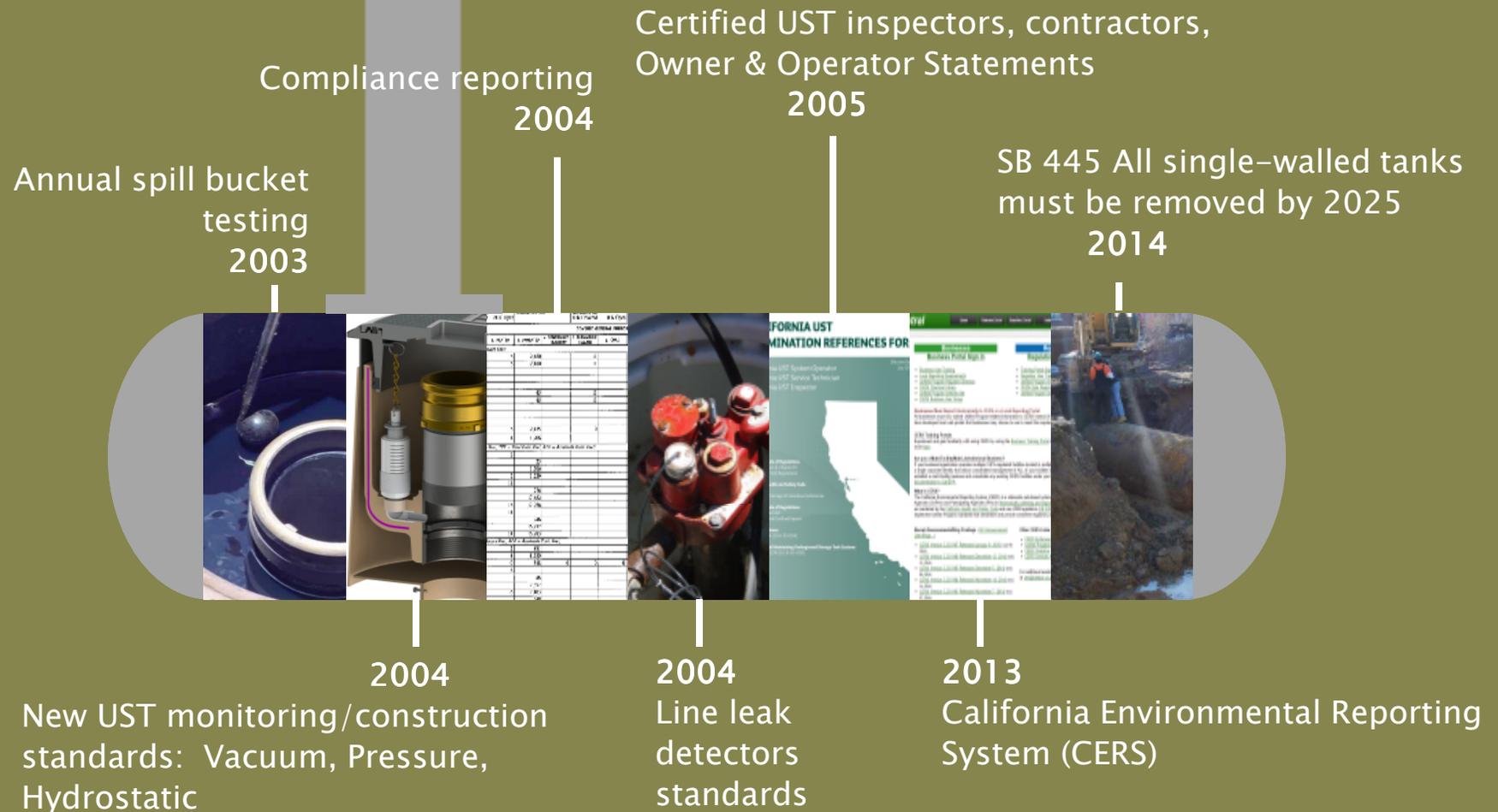
Program Funding

- ▶ The UST program is fee based.
- ▶ Fees have not been adjusted to keep up with new requirements since 2001.
- ▶ Conducted detailed task analysis to align our Program fees with required State laws and regulations.

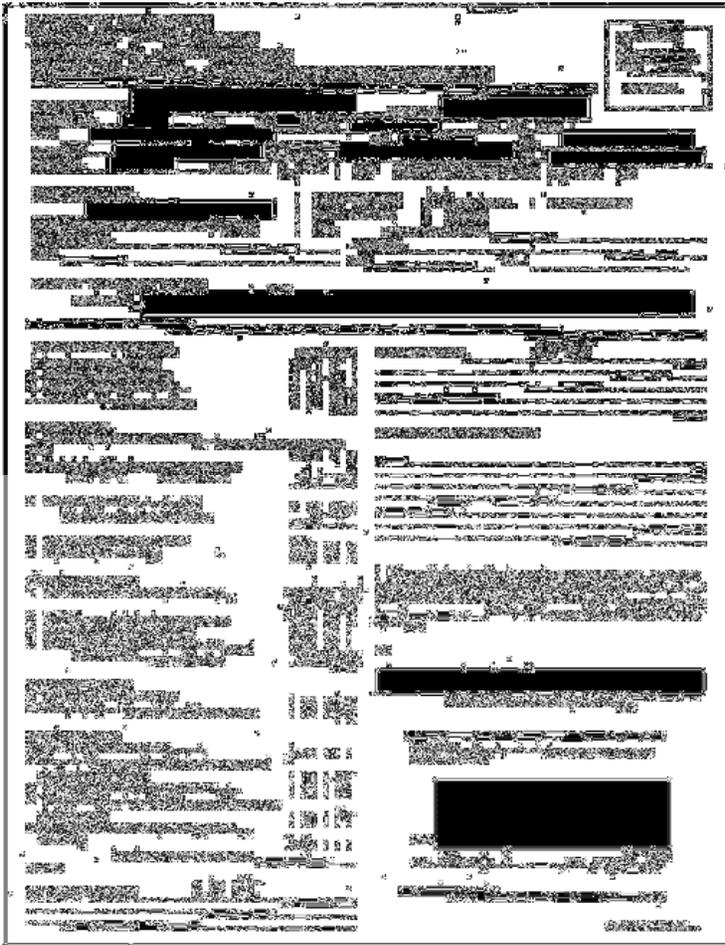


Changes to State UST Laws and Regulations

Since the fees were established in 2001, State requirements have significantly increased:



2001 vs 2015



Stacked forms representing inspection reports from 2001 to 2015. The top form is the most legible and includes the following information:

ENVIRONMENTAL PROGRAMS DIVISION
UNDERGROUND STORAGE TANK (UST) UNIT
UST INSPECTION REPORT

"To Enrich Lives Through Effective And Caring Service" www.CleanLA.com

Date: _____ Permit Number: _____
 Site Name: _____ Site-File Number: _____
 Street Address: _____ City/Zip Code: _____
 Facility Contact: _____ Inspection Number: _____
 Phone No.: _____ Inspected By: _____

Refer to: Title 23 of the California Code of Regulations (CCR),
 Chapters 6.7 of the Health and Safety Code (HSC), Title 11, Division 4 of the Los Angeles County Code (LACC)

CCR# ID # _____
 CCR# ID # _____
 CCR# ID # _____
 CCR# ID # _____
 CCR# ID # _____

The following Code sections are either in violation (V) of, or in compliance (C) with the Underground Storage Tank laws and regulations, or compliance is not applicable (N).

TYPE ID	INSPECTION ITEM	ADMINISTRATION / DOCUMENTATION				
		CCR# ID #	CCR# ID #	CCR# ID #	CCR# ID #	CCR# ID #
1	2019801 Current BOE number submitted to the CUPA and/or CEPS					
2	2039821 Facility has a valid permit to operate from the CUPA					
3	2019807 Financial Responsibility current and on file? exp. _____					
4	2019810A Submitted an accurate CUPA UST Operating Permit Application for Facility Info.					
5	2019810B Submitted an accurate CUPA UST Operating Permit Application for Tank Info.					
6	2039811A Has statement of UST compliance certification been submitted					
7	2019803 Has the owner/operator designated a UST operator					
8	2039814A Owner/operator received approval for a training program at an unstaffed facility					
9	2019804					
10	2019805					
11	2019806					
12	2019807					
13	2019808					
14	2019809					
15	2019810					
16	2019811					
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200	2019995					

Streamlined Operations

- ▶ Implemented an Electronic Testing Notification system to reduce wait time to perform inspections.
- ▶ Provided a UST Web Portal to download required submittal forms.
- ▶ Provided an online records retrieval system.
- ▶ Consolidated multi-program inspections.



CalEPA Findings

2013 CalEPA Evaluation of the CUPA Program

- ▶ Develop a new fee schedule that will adequately address the agency's resource needs.
- ▶ Insufficient staffing to meet minimum industry established turnaround time for plan reviews and inspections.
- ▶ Delayed closure report review.
- ▶ Follow-up inspections are not being performed in a timely manner.
- ▶ County ordinance is outdated.

Ordinance Revisions

- ▶ Added new language to include and clarify new State requirements.
- ▶ Adjusted existing fee amounts.
- ▶ Created new fee categories for sites out of compliance, for multiple inspections and inadequate plan submittals.



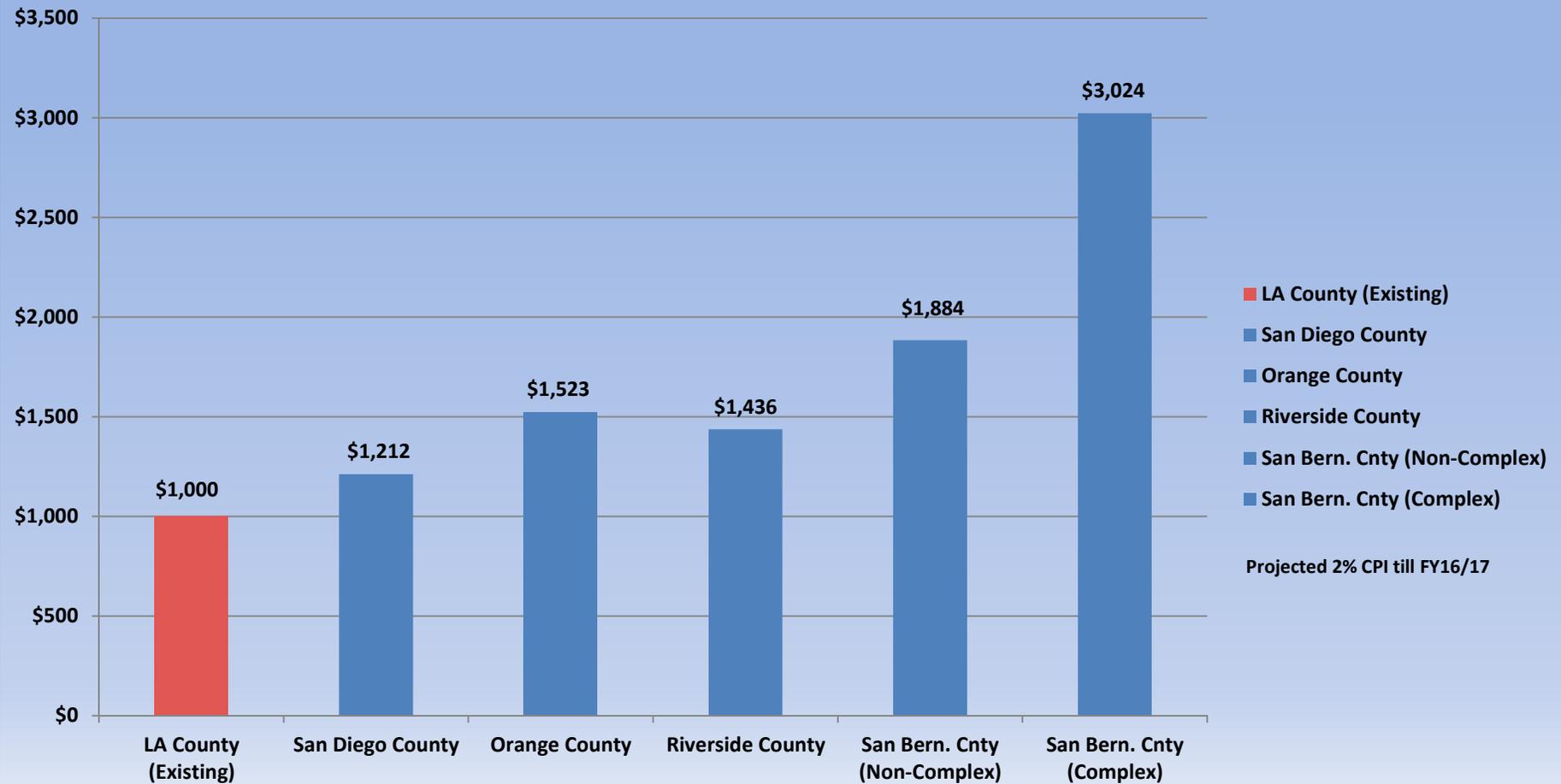
Proposed Fee Adjustments

Description	2014-15 Fee	Proposed Fee 2015-16	Proposed Fee 2016-17	Proposed Fee 2017-18	Proposed Fee 2018-19	Proposed Fee 2019-20
UST Operating Permit Per Facility	\$254	\$352	\$450	\$450+CPI ⁽²⁾	\$450+CPI ⁽²⁾	\$450+CPI ⁽²⁾
UST Operating Permit Per Tank	\$54	\$74	\$93	\$93+CPI ⁽²⁾	\$93+CPI ⁽²⁾	\$93+CPI ⁽²⁾
UST Annual Maintenance Fee Per Facility	\$633	\$1,252	\$1,252+CPI ⁽²⁾	\$1,252+CPI ⁽²⁾	\$1,252+CPI ⁽²⁾	\$1,252+CPI ⁽²⁾
UST Annual Maintenance Fee Per Tank	\$131	\$240	\$240+CPI ⁽²⁾	\$240+CPI ⁽²⁾	\$240+CPI ⁽²⁾	\$240+CPI ⁽²⁾
UST Operating Permit Transfer	\$289	\$412	\$535	\$658	\$781	\$781+CPI ⁽²⁾
UST Modification/Construction Plan Clearance Per Facility	\$420	\$655	\$890	\$1,125	\$1,360	\$1,596
UST Modification/Construction Plan Clearance Per Tank	\$127	\$196	\$265	\$334	\$403	\$470
UST Closure Application Per Facility	\$366	\$495	\$624	\$752	\$881	\$1,009
UST Closure Application Per Tank	\$110	\$148	\$186	\$223	\$262	\$298
Permit Addendum	\$463	\$600	\$736	\$736+CPI ⁽²⁾	\$736+CPI ⁽²⁾	\$736+CPI ⁽²⁾
New Fee Types⁽¹⁾						
Permit Noncompliance Fee		\$743	\$1,486	\$2,230	\$2,973	\$3,716
Reinspection Fee		\$395	\$790	\$790+CPI ⁽²⁾	\$790+CPI ⁽²⁾	\$790+CPI ⁽²⁾
Resubmittal For New Plan Clearance		\$337	\$674	\$674+CPI ⁽²⁾	\$674+CPI ⁽²⁾	\$674+CPI ⁽²⁾

Note:

1. Three new fees are proposed to recover costs associated with activities that will not be covered by the existing fees.
2. All fees would be subject to annual adjustments for increases in the Consumer Price Index (CPI), per Los Angeles County Code Title 11, Section 11.82.045.

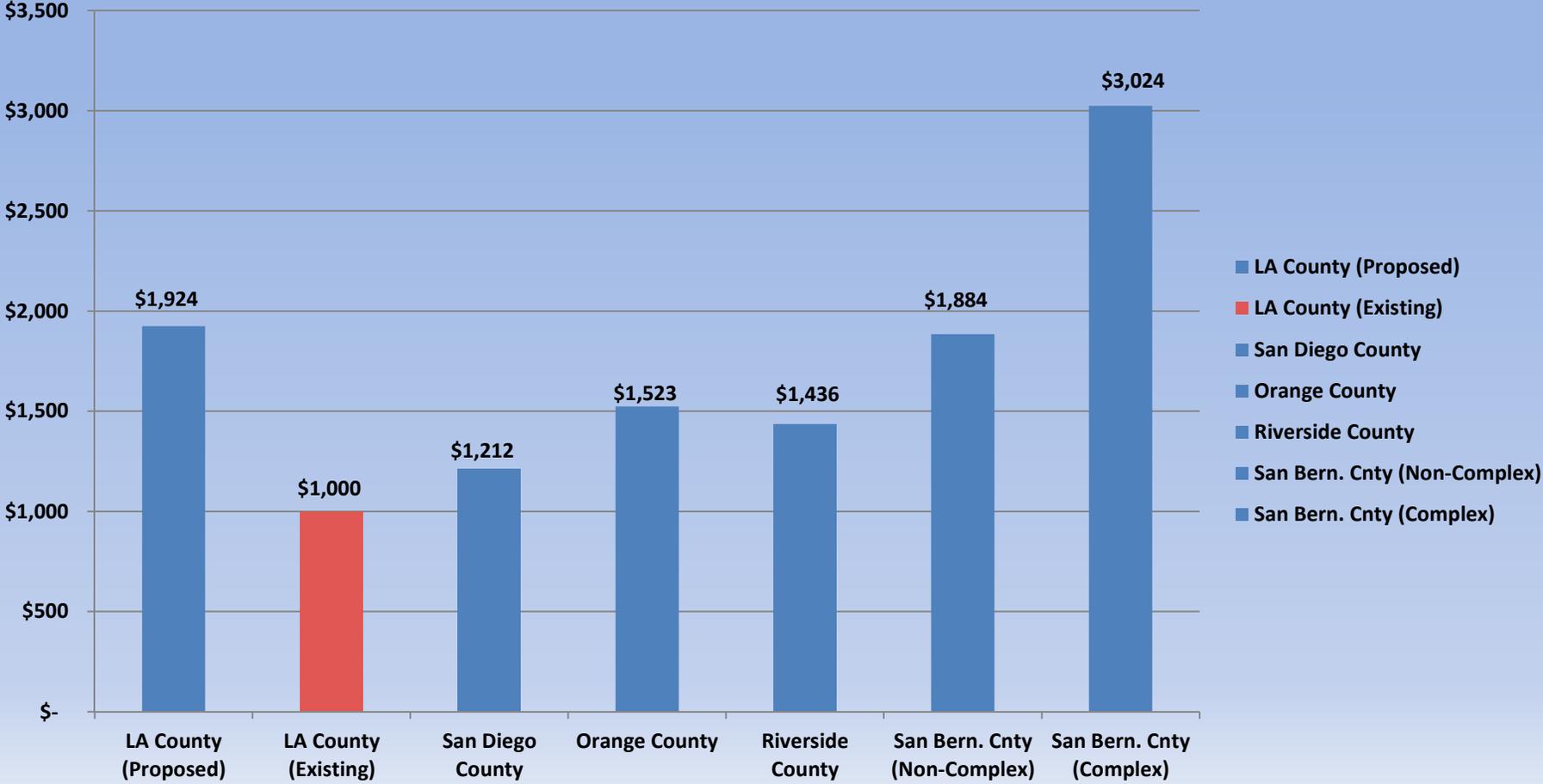
Average Annual Operating Fee



Note:

1. Current fees based on an average of 2.8 tanks per facility by FY2015–2016.
2. Complex means 10 or more fuel dispensers at a facility.

Average Annual Operating Fee



Note:

1. Current and Proposed Annual Permit Fee based on an average of 2.8 tanks per facility by FY2015–2016.
2. Complex means 10 or more fuel dispensers at a facility.

Proposed New Fee Types

Agency	Permit Noncompliance Fee
Riverside County	2 times Permit Fee = \$2146 or \$1528
San Bernardino County	\$1,433 Plan Check (VPH) or \$747 Plan Check (nonVPH)
San Diego County	\$1,420 Plan Check + \$568 Additional Inspection
Los Angeles County	\$743
Orange County	\$572 Plan Check + \$112/hr

Agency	Reinspection Fee
San Diego County	\$709
Los Angeles County	\$395
Riverside County	\$233/hr
Orange County	\$112/hr
San Bernardino County	None

Agency	Resubmittal for New Plan Clearance
San Diego County	\$452
Los Angeles County	\$337
Riverside County	\$214/hr after first 6 hrs
Orange County	\$113/hr after first 5 hrs
San Bernardino County	None

Los Angeles County fees shown are for Fiscal 2015-16.

Benefits to the Customer

- Improve customer service.
- Reduce turnaround time for plan reviews.
- Assist tank owners/operators to comply with State laws and regulations.
- Minimize liability for tank owners/operators.
- Update fee system to recover costs from sites that are out of compliance.



How the Benefits Will be Achieved

- The new fees would become effective July 1, 2015.
- Hire additional staff to enable the program to fully implement CalEPA 's requirements as outlined in their 2013 evaluation.
- Modernize the UST outdated computer system to include:
 - Online access to records
 - Online submittals
 - Digital report generation



Questions?



The full ordinance (with all revisions) is available online at <http://dpw.lacounty.gov/EPD/UST> for your reference.

Send written comments to USTunit@dpw.lacounty.gov
Call (626) 458-3517 to reach the UST Unit.