



Kathleen Sebelius, Governor
Roderick L. Bremby, Secretary

DEPARTMENT OF HEALTH
AND ENVIRONMENT

www.kdheks.gov

Division of Environment

August 8, 2007

Administrator
Attn: State Government UST Compliance Report Submittal
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue, NW, MC 0001
Washington, DC 20460-0001

PROCESSED
2007 AUG 13 AM 10:20
COURTNEY
EXECUTIVE SECRETARIAT

Certified Letter no. 7002 2030 0002 6461 9217

Re: Government-Owned USTs Report for Kansas

Attention:

Please find included the Government-Owned USTs Report for the State of Kansas. By law, all storage tank-operating permits expire on July 31, 2007. Facilities that have not received 2007/2008 UST Operating Permits are operating illegally and should not accept delivery of regulated substances (K.S.A. 65-34,109 (a); K.A.R. 28-44-17 (b)). Additionally, transporters should not deliver to unpermitted USTs (K.S.A. 65-34,109 (b) (6)).

Permitting of USTs varied with each level of government in Kansas. Local governmental units currently have 22 unpermitted USTs. The State of Kansas has one. All Federally-owned USTs received 2007/2008 UST Operating Permits.

Besides withholding UST operating permits until permitting conditions are fulfilled, KDHE takes other steps to ensure owners of USTs receive operating permits:

- (1) Owners of unpermitted USTs receive noncompliance letters listing what KDHE requires to issue UST Operating Permits.
- (2) Facilities with unpermitted USTs become subject to targeted inspections. KDHE inspectors meet with UST owners or operators to explain why USTs are unpermitted, relate what KDHE needs to issue permits, and collect information on what transporters deliver regulated substances to the USTs at these facilities.
- (3) Transporters identified as delivering to unpermitted USTs are notified that they are delivering to unpermitted USTs via fax and certified letter. This letter warns transporters that they will be

DIVISION OF ENVIRONMENT
Bureau of Environmental Remediation
CURTIS STATE OFFICE BUILDING, 1000 SW JACKSON ST., STE. 410, TOPEKA, KS 66612-1367

Voice: 785-296-1685 Fax: 785-296-6190 email: mpomes@kdhe.state.ks.us

<http://www.kdheks.gov/tanks/index.html>

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subject to administrative action from KDHE, if they are found to be delivering to that facility after receipt of a certified letter. Most transporters cease delivery after receipt of the first certified letter. Most owners of unpermitted USTs become very cooperative with KDHE once their supply of fuel is cut off.

KDHE also lists the permit status of facilities with regulated USTs on the following Web Site: http://www.kdheks.gov/tanks/ust_map.html

Users must click one of six regions corresponding to the administrative districts of KDHE to access lists of permitted USTs, USTs with Temporary Operating Permits, and lists of unpermitted USTs for that district. The lists of USTs with Temporary Operating Permits include the expiration dates for the Temporary Permits. When that date expires, the facility will show up on the list of unpermitted USTs. Permitting information for USTs is updated nightly.

(4) KDHE reserves the right to initiate administrative actions against owners of unpermitted USTs.

Thank you for your consideration.

Sincerely,



Michael L. Pomes, L.G.
Environmental Scientist
KDHE-BER-Storage Tanks

MLP

Cc: Randy Carlson, Chief, Storage Tank Section; Stanley Walker, Branch Chief, EPA Region 7 Storage Tank and Oil Pollution Branch; Peter Sam, Kansas Program Coordinator, EPA Region 7; File

Enclosure: Government-Owned USTs Report for Kansas.

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Facility Address		City	County	State	Zip Code	Reason(s) Why UST Permits Did Not Print	Violation Citation (Federal or State with Program Approval)	Date of Last On-Site	Action(s) to Ensure Compliance
Noncompliant Federal Government UST's									
Noncompliant State Government UST's									
Noncompliant Local Government UST's									
1430 NW 25TH STREET	TOPEKA	Shawnee	KS	66618-1423	Reason(s) Why UST Permits Did Not Print: Overfill alarm not audible to transport driver	K S A 65-34, 105 (a) (4), K A R 28-44-16, 280 20(c)(1) (b)(B), 280 21(d)	05/04/2007	2007/2008 UST Operating Permits will not be issued until KDHE approves installation of proper overflow alarm.	
1000 SOUTH HWY 81 BYPASS, P O BOX 1008	MCPHERSON	Mcperson	KS	67460	Reason(s) Why UST Permits Did Not Print: No Monthly Monitoring	K S A 65-34, 105 (a) (4), K A R 28-44-23 (a), 40 CFR 280 41 (a)(b), and 280 45(b)	04/15/2002	2007/2008 UST Operating Permits will not be issued until KDHE receives monthly reports documenting passing release detection results for eight months out of a 12 month period.	
206 W 1ST	HUTCHINSON	Reno	KS	67501	No Registration Fees	K S A 65-34, 104-105, K A R 28-44-16	04/18/2006	2007/2008 UST Operating Permits will not be issued until KDHE receives payment of registration fees.	
1550 S HIGH	EL DORADO	Buller	KS	67042	No Inventory Control	K S A 65-34, 105 (a) (4), K A R 28-44-23 (b), 40 CFR 280.43 (e)		2007/2008 UST Operating Permits will not be issued until KDHE receives inventory control record(s) for one month.	
1400 W 4TH	COFFEYVILLE	Montgomery	KS	67337	No Registration Fees	K S A 65-34, 104-105, K A R 28-44-16	05/11/2006	2007/2008 UST Operating Permits will not be issued until KDHE receives payment of registration fees.	
8700 HOLIDAY DRIVE	KANSAS CITY	Wyandotte	KS	66108	No Inventory Control	K S A 65-34, 105 (a) (4), K A R 28-44-23 (b), 40 CFR 280 43 (e)		2007/2008 UST Operating Permits will not be issued until KDHE receives inventory control record(s) for one month.	
8669 WEST 53RD STREET	OVERLAND PARK	Johnson	KS	66223	No Inventory Control	K S A 65-34, 105 (a) (4), K A R 28-44-23 (b), 40 CFR 280 43 (e)	06/13/2006	2007/2008 UST Operating Permits will not be issued until KDHE receives inventory control record(s) for one month.	
8500 SANTA FE	LYONS	Rice	KS	66212	No Inventory Control	K S A 65-34, 105 (a) (4), K A R 28-44-23 (b), 40 CFR 280 43 (e)	06/27/2005	2007/2008 UST Operating Permits will not be issued until KDHE receives inventory control record(s) for one month.	
1458 HIGHWAY 56	EUREKA	Greenwood	KS	67554	No Financial Responsibility	K S A 65-34, 107, K A R 28-44-27, 40 CFR 280 93	09/07/2006	2007/2008 UST Operating Permits will not be issued until KDHE receives documentation of current financial	
CITY AIRPORT	OBERLIN	Decatur	KS	67749	No Inventory Control	K S A 65-34, 105 (a) (4), K A R 28-44-23 (b), 40 CFR 280 43 (e)	09/18/2006	2007/2008 UST Operating Permits will not be issued until KDHE receives inventory control record(s) for one month.	
217 S RODEHAVER AVE	TOPEKA	Shawnee	KS	66603	No Inventory Control	K S A 65-34, 105 (a) (4), K A R 28-44-23 (b), 40 CFR 280 43 (e)	05/04/2007	2007/2008 UST Operating Permits will not be issued until KDHE receives inventory control record(s) for one month.	
201 N TOPEKA					No Monthly Monitoring	K S A 65-34, 105 (a) (4), K A R 28-44-23 (b), 40 CFR 280 41 (e)(b), and 280 45(b)	07/19/2007	2007/2008 UST Operating Permits will not be issued until KDHE receives monthly reports documenting passing release detection results for eight months out of a 12 month period.	
1901 WESTERN					Expired Internal Lining Inspection	K S A 65-34, 105 (a) (1), (13), K A R 28-44-19, 40 CFR 280 21(b)(1)(i)	06/28/2007	2007/2008 UST Operating Permits will not be issued until KDHE receives documentation of internal lining inspection completed by a Kansas-licensed UST	
1801-A S MCLEAN BLVD	WICHITA	Sedgwick	KS	67213	No Registration Fees	K S A 65-34, 104-105, K A R 28-44-16	05/04/2007	2007/2008 UST Operating Permits will not be issued until KDHE receives results of passing cathodic protection tests performed by a Kansas-licensed UST	
1632 N TYLER					No Inventory Control	K S A 65-34, 105 (a) (4), K A R 28-44-23 (b), 40 CFR 280 43 (e)	03/29/2006	2007/2008 UST Operating Permits will not be issued until KDHE receives results of passing cathodic protection tests performed by a Kansas-licensed UST installer.	
210 EAST 9TH	JUNCTION CITY	Geary	KS	66441	No Inventory Control	K S A 65-34, 105 (a) (4), K A R 28-44-19, 40 CFR 280.31(e)	04/10/2006	2007/2008 UST Operating Permits will not be issued until KDHE receives inventory control record(s) for one month.	