August 3, 2007

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

RE: Montana Government UST Compliance Report Submittal

Dear U.S. EPA Administrator:

Montana’s Department of Environmental Quality (the department), Underground Storage Tank Section, submits this cover letter and supporting documentation to fulfill requirements of the Energy Policy Act of 2005 for reporting Compliance of Government Underground Storage Tanks.

Of the six facilities reported herein, four are out of compliance for violations of Montana UST regulations that are more stringent than 40 CFR 280. Montana is more stringent in the following areas:

- Montana regulates heating oil tanks.
- Montana requires corrosion protection on portions of the UST system that “may contain product” (as opposed to “routinely contains product” per CFR). This includes vent pipes, risers and remote fills.
- Montana regulates underground piping attached to ASTs as USTs (not salient to this report).

For all violations not corrected within the corrective action timeframe, the department will issue an Administrative Order, ordering corrective action and a monetary penalty.

Sincerely,

Bill Rule, Program Manager
MT UST Section

Attachment: list of noncompliant Government-owned UST systems

Cc: Tillman Mc Adams, US EPA, Helena Office, 10 W. 15th Street, Helena MT, 59626
Janice Pearson, US EPA, Region 8 8P-W-GW, 1595 Wynkoop, Denver, CO 80202-2466
Government Owned Tanks not in Operational Compliance on August 3, 2007 – Montana

addendum to coverletter 8/3/07

| SITE:            | Hospital/Courthouse  
|                 | 101 Park St  
|                 | Ekalaka, MT 59324 |
| FACILITY ID:    | 06-00863     |
| OWNER:          | Carter County |
| COUNTY:         | Carter       |
| INSPECTION DATE:| 8/22/06      |

Violation: Failure to provide adequate corrosion protection on vents and risers which may contain product.

Significance: Minor
Tank number: S3, #532

Action
- Issued Warning Letter 9/19/06
- Corrective Action Plan 9/19/06


| SITE:                  | MDOT Butte District Headquarters  
|                       | 3751 Wynne AVE  
|                       | Butte, MT 59701 |
| FACILITY ID:          | 47-01062     |
| OWNER:                | Montana Department of Transportation, |
| COUNTY:               | Silver Bow   |
| INSPECTION DATE:      | 4/10/07      |

Violation: Failure to provide 12 months of tank leak detection records for the past year. Only three were available.

Significance: Major
Tank numbers: F8 & F9; #2937 & #2938

Action
- Issued Violation Letter 7/2/07
- Mod Corrective Action Plan 7/2/07
- Enforcement Request 8/3/07

COMMENT: Tank leak detection.

| SITE:               | Wibaux County Shop  
|                    | 2nd Avenue North   
|                    | Wibaux, MT 59353   |
| FACILITY ID:       | 55-02446           |
| OWNER:             | Wibaux County      |
| COUNTY:            | Wibaux             |
| INSPECTION DATE:   | 7/9/07             |

Violation: Failure to provide 12 months of tank leak detection records for the past year.
year. Only one was available.

Significance: Major  
Tank numbers: Tanks F4, F5 & F6; #2272, #2273, & #2274

Action  |  Issued  
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Warning Letter | 7/20/07  
Corrective Action Plan | 7/20/07  

**COMMENT:** Tank leak detection.

**SITE:** Federal Aviation Administration, Billings Generator  
1540 Lake Elmo Dr., Suite N6  
Billings, MT 59105

**FACILITY ID:** 56-10283  
**OWNER:** Federal Aviation Admin., Yellowstone SSC  
**COUNTY:** Yellowstone  
**INSPECTION DATE:** 9/8/05

Violation: Failure to provide adequate corrosion protection on vents and risers which may contain product.

Significance: Minor  
Tank number: Tank F1; #1051

Action  |  Issued  
--- | ---  
Warning Letter | 9/23/05  
Corrective Action Plan | 9/23/05  

**COMMENTS:** State-specific violation. Corrosion protection.

**SITE:** Building 41  
Highway 315 North  
Lame Deer, MT 59043

**FACILITY ID:** 02-02192  
**OWNER:** Bureau of Indian Affairs  
**COUNTY:** Rosebud  
**INSPECTION DATE:** 11/28/01

**GENERAL COMMENT:** State-specific violations, heating oil tank. Third party inspection was conducted but violations were never corrected. Unresolved jurisdictional issues.

Action (all violations)  |  Issued  
--- | ---  
Warning Letter | 8/15/2002  
Compliance Plan | 8/15/2002  
Violation Letter | 10/24/2002

Violation: Failure to conduct annual functionality test on sensors.

Significance: Major  
Tank number: Tank S1; #4669

**COMMENT:** Line leak detection.

Violation: Failure to provide 12 months of line leak detection records for the past year. Continuous interstitial monitoring. No records were available.

Significance: Major  
Tank number: Tank S1; #4669

**COMMENT:** Line leak detection.

Violation: Failure to provide a continuous method of line leak detection that will shut...
down the turbine or alert an operator in the event of a 3.0 gph leak within one hour.

Significance:  Major  
Tank number:  Tank S1; #4669

**COMMENT:**  Line leak detection.

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Violation:  Failure to provide 12 months of tank leak detection records for the past year. Continuous interstitial monitoring. No records were available.

Significance:  Moderate  
Tank number:  Tank S1; #4669

**COMMENT:**  Tank leak detection.

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**SITE:**  Northern Cheyenne Tribal Schools

Highway 212  
Busby, MT  59016

**FACILITY ID:**  02-04651

**OWNER:**  Bureau of Indian Affairs

**COUNTY:**  Bighorn

**INSPECTION DATE:**  11/28/01

**GENERAL COMMENTS:**  State-specific violations, heating oil tank. Third party inspection was conducted but violations were never corrected. Unresolved jurisdictional issues.

<table>
<thead>
<tr>
<th>Action (all violations)</th>
<th>Issued</th>
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<tbody>
<tr>
<td>Warning Letter</td>
<td>6/21/2002</td>
</tr>
<tr>
<td>Compliance Plan</td>
<td>6/21/2002</td>
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<tr>
<td>Violation Letter</td>
<td>10/24/02, 11/12/02</td>
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Violation:  Failure to any provide overfill protection.

Significance:  Major  
Tank number:  S7; no state tag #

**COMMENT:**  Overfill prevention.

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Violation:  Failure to document structure to soil potential tests on piping that may contain product, vents and risers.

Significance:  Minor  
Tank number(s):  S5, S6 and S7; no state tank #s

**COMMENTS:**  State-specific violation, heating oil tank, CP on vents and risers. Corrosion protection.

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Violation:  Failure to install corrosion protection on a section of underground piping.

Significance:  Major  
Tank numbers:  S6 and S7; no state tag #s

**COMMENT:**  Corrosion protection.

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Violation:  Failure to conduct annual functionality test on sensors.

Significance:  Major  
Tank numbers:  S5, S6 and S7; no state tank #s

**COMMENT:**  Line leak detection

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Violation:  Failure to perform any line leak detection on a section of underground piping.

Significance:  Major  
Tank numbers:  S6 and S7; no state tank #s
COMMENT: Line leak detection

Violation: Failure to provide a continuous method of line leak detection that will shut down the turbine or alert an operator in the event of a 3.0 gph leak within one hour.
Significance: Major Tank numbers: S5, S6 and S7; no state tank #s

COMMENT: Line leak detection

Violation: Failure to provide 12 months of line leak detection records for the past year. Continuous interstitial monitoring. No records were available.
Significance: Moderate Tank numbers: S5, S6 and S7; no state tank #s

COMMENT: Line leak detection

Violation: Failure to provide 12 months of tank leak detection records for the past year. Continuous interstitial monitoring. No records were available.
Significance: Moderate Tank numbers: S5, S6 and S7; no state tank #s

COMMENTS: Tank leak detection.