

DEB Notice 012010 – Delegation of Authority for Storage Tank Systems

RE: Underground Storage Tanks Systems & Aboveground Storage Tanks

Effective: January 20, 2010

- 1) Replace Section 705.0 of the Construction and Professional Services Manual (CPSM) in its entirety with the following:

SECTION 705.0 Underground Storage Tank Systems & Aboveground Storage Tanks

Technical standards related to USTS and AST are contained in the State Water Control Board Regulations: 9VAC25-580, *Underground Storage Tanks: Technical Standards and Corrective Action Requirements* and 9VAC25-91, *Facility and Aboveground Storage Tank (AST) Regulation*.

705.1 Delegated Authority: Pursuant to Section 36-98.1 of the *Code of Virginia*, the Director of the Department of General Services has delegated to local building departments inspection and enforcement authority for state-owned USTS and AST for the purpose of issuing permits, Certificates of Use and performing inspections required by 9VAC25-580 and 9VAC25-91

705.2 Local Building Official Authority: State agencies shall request the services above from the nearest local building department on all USTS and AST projects/actions. For capital outlay projects the agency will provide the local building department copies of the appropriate sections/sheets of the specifications/ drawings. The agency shall pay to the local building department the same fees as would be paid by a private citizen for the services rendered.

- 2) Replace the *Underground & Above Ground Tanks* subsection under CPSM Section 900.10, *Project Reviews Entities*, with the following:

Underground & Above Ground Tanks (DEQ)

9VAC25-580 (USTS)

9VAC25-91 (AST)

- 3) Reference the attached Delegation of Authority memorandum from the Director of the Division of Engineering and Buildings to all local building departments.



COMMONWEALTH of VIRGINIA

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November 6, 2009

MEMORANDUM

TO: All Local Building Departments

FROM: Robert B. Jones, RA, CBO
Director of the Division of Engineering and Buildings

RE: Delegation of Authority

Pursuant to Section 36-98.1 of the *Code of Virginia*, you are delegated inspection and enforcement authority for state-owned underground and aboveground storage tank systems for the purpose of issuing permits, Certificates of Use and performing inspections required by the State Water Control Board Regulations, 9VAC25-580, Underground Storage Tanks: Technical Standards And Corrective Action Requirements, and 9VAC25-91, Facility And Aboveground Storage Tank (AST) Regulation. This delegation applies to all state agencies and institutions, except the Department of Transportation and the Department of State Police. In performing these services, you may charge state agencies the same fees as would be paid by private entities for the services rendered.

The Department of General Services, acting through the Director of the Division of Engineering and Buildings, may alter or overrule any decision of the local building department after having first considered the local building department's report or other rationale given for its decision. When altering or overruling any decision of a local building department, the Director shall provide the local building department with a written summary of the reasons for doing so.