

Sizemore, Joe M

From: Frank Adkins <frank.stinson.adkins@gmail.com>
Sent: Wednesday, July 29, 2015 9:07 AM
To: DEP Comments
Subject: wv tank standards

Please do nothing that weakens standards! !!

Sizemore, Joe M

From: m b <miri_beram@yahoo.com>
Sent: Wednesday, July 29, 2015 11:53 AM
To: DEP Comments
Subject: Above ground Storage Tank Comments in the subject line

I want my water supply protected through strong regulations of aboveground storage tanks. I want the rule to:

1. Not weaken standards for tanks or relax timelines for enforcement;
2. Provide an opportunity for public notice and comment on amendments to permits and plans before a tank is excused from the Act's requirements;
3. Establish registration fees that adequately fund and staff the program; and
4. Increase bond amounts so that they cover potential liability of a tank failure.

Too many of tanks holding toxic compounds are along our waterways. Many are not properly maintained and many are in flood prone areas upstream from municipal water supplies.

Very close to a stream, poorly maintained and not properly birmed....

Condensate tank, Lisby pad, Tyler County

Thank you,
Mirijana Beram
615 Riggins Run Rd
West Union, WV 26456

Sizemore, Joe M

From: Gary Berti <garyberti@daviswv.net>
Sent: Thursday, July 30, 2015 8:03 AM
To: DEP Comments
Subject: Aboveground Storage Tank Comments

DEP Staff:

I am concerned that even though one of the nation's greatest failures of water quality and water supply protection fell under the noses of the WV DEP in Charleston last year in the Freedom Industries case, the WV legislature is seeking to weaken the rules imposed to protect the citizens, its waters, and the ecosystem. These resources have been subjected to many years of threats, stressors, and impingement by the lack of regulatory oversight and lack enforcement of what little oversight has been allowed to the DEP staff.

The waters of West Virginia, if viewed as the precious resource they are, will far outlive the short term focus that our legislative leaders are proposing by weakening the 'Tank Rule'. I believe the trend should be toward protecting our waters, not destroying them. As such, I feel that the tank rules should be open to public comment, and by public I do not mean just industry. Regulation development should be an open and transparent process, with robust input and dedicated response that meets the intent of all citizens - who are in fact the owners the WV waters. I do not think that relaxing the standards for registration, for enforcement, nor standards will, in the long run, serve the needs of West Virginia. West Virginians should have access to all waivers, exceptions, and or any aberration of standards before the DEP allows any use outside the strict standards that should apply equally across all users. West Virginia's DEP should include registration fees, and bonding requirement for tanks that exist today, and for all tanks proposed. A full permit system should be in place, with adequate inspection staff to uphold the intent of the rules. These activities should be funded by the application of registration fees, annual permit fees, and should be required to be bonded at a level commensurate with the risks posed by the tanks in the event of catastrophic loss.

The long term benefits of clean water will certainly outlast any short term economic benefits that short changing regulations to protect our waters could ever have for this state.

Gary Berti
Davis WV
garyberti@daviswv.net

Sizemore, Joe M

From: David Billups <dbillups@mix.wvu.edu>
Sent: Thursday, July 30, 2015 1:36 PM
To: DEP Comments
Subject: Above Ground Storage Tanks

Good afternoon,

I would like to express my concerns regarding the new above ground tank rule. Water is likely to be the next big item on the list of limited resources. Yes, there is a lot of water on Earth, but there are also a lot of people. The world population has nearly doubled in the last 45 years and there are no signs indicating that this trend will taper off. Therefore, everyone needs to do their part to conserve, manage, and protect our clean water sources. These tanks play a roll in this effort. We need this rule to maintain strict standards for tanks as well as the enforcement policies. To make this program sustainable, we need to establish registration fees to fund and staff the program, as well as increase bond amounts such that the potential liability of tank failure is covered.

Thank you for your time.

With warm regards,

David Billups

Fowler, Ruth Ann

From: ChuckandNancy Brabec <thebrabecs@gmail.com>
Sent: Tuesday, July 28, 2015 5:18 PM
To: DEP Comments
Subject: Aboveground Storage Tank Comments

We need to have our water supply protected through strong regulations of aboveground storage tanks. The rule needs to:

1. Not weaken standards for tanks or relax timelines for enforcement;
2. Provide an opportunity for public notice and comment on amendments to permits and plans before a tank is excused from the Act's requirements;
3. Establish registration fees that adequately fund and staff the program; and
4. Increase bond amounts so that they cover potential liability of a tank failure.

Charles & Nancy Brabec

PO Box 273

Canvas, WV 26662

Sizemore, Joe M

From: Carla <parrottlover@gmail.com>
Sent: Thursday, July 30, 2015 10:36 AM
To: DEP Comments
Subject: Water

I want,actually insist that our water supply is protected through strong regulations of aboveground storage tanks and that you want the rule to:

1. Not weaken standards for tanks or relax timelines for enforcement;
2. Provide an opportunity for public notice and comment on amendments to permits and plans before a tank is excused from the Act's requirements;
3. Establish registration fees that adequately fund and staff the program; and
4. Increase bond amounts so that they cover potential liability of a tank failure

Sizemore, Joe M

From: condon12@frontiernet.net
Sent: Wednesday, July 29, 2015 9:57 AM
To: DEP Comments
Subject: Aboveground Storage Tank Comments

We want our waters protected and expect strong regulations of aboveground storage tanks. These protections must include;

1. strong standards and an avenue for monitoring and enforcement in a timely manner.
2. an opportunity for public notice and comment on amendments to permits and plans before a tank is excused from the Act's requirements;
3. Establish registration fees that adequately fund and staff the program;
4. Increase bond amounts so that they cover potential liability of a tank failure.
5. Additionally Water Only storage tanks for catching rain water need to be excluded from unnecessary regulation.(for example water tanks associated with agricultural Hi tunnel greenhouses)

thank you for your time.

Michael Condon
24946

Sizemore, Joe M

From: Sizemore, Joe M
Sent: Wednesday, July 29, 2015 1:38 PM
To: Sizemore, Joe M
Subject: FW: Water Quality Comments

From: harmony flora [<mailto:harmonygrace1@hotmail.com>]
Sent: Wednesday, July 29, 2015 10:05 AM
To: DEP Comments <DEP.Comments@wv.gov>
Subject: Water Quality Comments

I want my water supply protected through strong regulations of aboveground storage tanks and I, and everyone else who cares about WV, want the rule to:

1. Not weaken standards for tanks or relax timelines for enforcement;
2. Provide an opportunity for public notice and comment on amendments to permits and plans before a tank is excused from the Act's requirements;
3. Establish registration fees that adequately fund and staff the program; and
4. Increase bond amounts so that they cover potential liability of a tank failure.

Let's Protect one of WV's greatest assets- its water, and by association and its people.
Not Private interest

Fowler, Ruth Ann

From: Brian Dorsey <bdorsey@aol.com>
Sent: Tuesday, July 28, 2015 11:52 PM
To: DEP Comments
Subject: Aboveground Storage Tank Comments

TANK RULE:

I want West Virginia's water supply to be protected as much as possible through strong regulations of aboveground storage tanks and I would like the rule to:

1. Not weaken standards for tanks or relax timelines for enforcement;
2. Provide an opportunity for public notice and comment on amendments to permits and plans before a tank is excused from the Act's requirements;
3. Establish registration fees that adequately fund and staff the program; and
4. Increase bond amounts so that they cover potential liability of a tank failure.

We **MUST** protect and safeguard our waters as much as possible! We only have ONE chance!!

Thank you,

Brian Dorsey
87 Melbourne LN
Pool, WV 26684
bdorsey@aol.com

Sizemore, Joe M

From: Sizemore, Joe M
Sent: Thursday, July 30, 2015 10:25 AM
To: Sizemore, Joe M
Subject: FW: Water Quality Standards Comments

From: John Doyle [<mailto:jdoyle952@gmail.com>]
Sent: Thursday, July 30, 2015 9:46 AM
To: DEP Comments
Cc: Laura Mahony
Subject: Water Quality Standards Comments

Dear WVDEP,

I want our water supply protected through strong regulations of aboveground storage tanks. I want the rule to:

1. Not weaken standards for tanks or relax timelines for enforcement;
2. Provide an opportunity for public notice and comment on amendments to permits and plans before a tank is excused from the Act's requirements;
3. Establish registration fees that adequately fund and staff the program; and
4. Increase bond amounts so that they cover potential liability of a tank failure.

Water Quality Standards Rule

Our State Water Quality Standards set limits for the amount of pollution allowed in our streams. This proposed rule weakens standards for two toxic pollutants: selenium and aluminum.

Sincerely,

John Doyle

1527 Hampton Rd.

Charleston, WV 25314-1656

Phone 304-437-2186

Fowler, Ruth Ann

From: norm ferg <fergnnnn@hotmail.com>
Sent: Tuesday, July 28, 2015 5:58 PM
To: DEP Comments
Subject: Aboveground Storage Tank

D.E.P. &/ or of W.V. lol Luke warm! Yours is an spirit of work for love. I will be praying for thee, brothers.

Sizemore, Joe M

From: Lissa and David Fox <lissadavidfox@gmail.com>
Sent: Thursday, July 30, 2015 4:14 PM
To: DEP Comments
Subject: Above Ground Storage Tank Rules

I appeal to you for the most stringent rules possible to protect our vital water supplies.
Thank you,

Sizemore, Joe M

From: Art Glick <sales@almostheaven.net>
Sent: Wednesday, July 29, 2015 7:17 PM
To: DEP Comments
Cc: wvrivers@wvrivers.org
Subject: Aboveground Storage Tank Comments

Dear DEP Folks,

Re: 47 CSR 63: Aboveground Storage Tanks

I'm writing this e-mail hoping to urge you to consider your grandchildren and great-grandchildren instead of the industries to which you may now feel beholden or with which you hope to land a nice job after your public service.

Fifty years from now who will they blame for our despoiled landscape?

I've read that the above legislation actually weakens standards for storage tanks and relaxes the timelines for enforcement.

I've read that the new rule fails to provide an opportunity for public notice and comment on amendments to permits and plans when a request is made to excuse a facility from the legislation's requirements. Why should there ever even be any sort of waiver, and how can you keep something like that secret from the public?

I've also heard that registration fees will be inadequate to fund and staff the program and that bond amounts are unlikely to cover the potential liability of a tank failure, leaving the state and public to cover the failures of these robber baron companies that foul our environment.

I urge you to consider your posterity, rather than your financial future, and to do what's right in the service of your constituents.

Many Thanks and Best Regards,

Art Glick
HC 67 Box 539BB
Renick WV 24966
304-645-7636

Sizemore, Joe M

From: Frank E Grant <migrant@bellsouth.net>
Sent: Thursday, July 30, 2015 4:34 PM
To: DEP Comments
Subject: Tank Rules

Come on!

You know what to do about our public water supply: please do not weaken the rules. Streams and other waterways are lifelines that need your protection, not your capitulation, after all.

Thank you,
Frank E Grant

Fowler, Ruth Ann

From: Jim Hatfield <hatfield.jch@gmail.com>
Sent: Tuesday, July 28, 2015 6:19 PM
To: DEP Comments
Subject: Aboveground Storage Tank Comments

The backlash against SB373 was too severe.

I do not want tank standards or enforcement timelines weakened.

The public deserves notice and the opportunity to comment before any tanks are excused from the Act's requirements.

Registration fees need to adequately fund and staff the regulatory program.

Bond amounts need to cover the potential liability of a tank failure.

thank you,
jim hatfield
1077 foley drive
st albans, wv 25177

Sizemore, Joe M

From: Hicks, William <WHicks@bethanywv.edu>
Sent: Thursday, July 30, 2015 5:24 PM
To: DEP Comments
Subject: Above ground storage tank comments

To Whom It May Concern

I want my water supply protected through strong regulations of aboveground storage tanks. Specifically rules should:

1. Not weaken standards for tanks or relax timelines for enforcement;
2. Provide an opportunity for public notice and comment on amendments to permits and plans before a tank is excused from the Act's requirements;
3. Establish registration fees that adequately fund and staff the program; and
4. Increase bond amounts so that they cover potential liability of a tank failure.

Sincerely,
Bill Hicks
Bethany, WV
304-829-4274

Fowler, Ruth Ann

From: Humes Barbara <bhumes1@comcast.net>
Sent: Tuesday, July 28, 2015 7:39 PM
To: DEP Comments
Subject: Above Ground Storage Tanks Comments

I am writing to offer my comments about the Aboveground Storage Tank proposed rule. I know there is, and will be, extreme pressure from lobbyists from the extraction industry to cripple the requirements. It is imperative not to weaken standards for tanks or relax timelines for enforcement. I also urge the establishment of registration fees that adequately fund and staff the program and to increase bond amounts so that they cover potential liability of a tank failure. Our health and safety is worth it.

Sincerely,
Barbara Humes
PO Box 1186
Harpers Ferry, WV 25425

Fowler, Ruth Ann

From: Stephanie Hysmith <stephaniejhysmith@gmail.com>
Sent: Tuesday, July 28, 2015 6:22 PM
To: DEP Comments
Subject: Aboveground Storage Tank Act comments

When the original AST act was proposed in 2014, it made all of us who had suffered through the poisoning of our water believe that our legislature was finally coming to its senses and taking steps to protect the only natural resource we need to survive. And consequently, when industry kept pressuring for non-action and loopholes and exemptions, infuriatingly, the legislature relented. I encourage the WVDEP to stand strong and do what's right for the protection of our water. The thought of other, unknown storage tanks leaking some godawful chemical into a stream or river doesn't seem at all fantastical but rather probable. Regulation will not harm anyone who is being diligent and responsible. It certainly would have put the brakes on Freedom Industries and may have prevented this horrendous event.

I urge you to insist on strong regulation of all aboveground storage tanks. No exemptions or delays for enforcement. Given Freedom Industries lackadaisical response to the leak as an example, many involved in this chemical industry obviously cannot be trusted to monitor themselves. Let the industry pay fees to conduct their storage business in West Virginia and use the funds to run the program.

Thank you for your consideration. I know you're doing the best you can under intense pressure from some unsavory characters.

Stephanie Hysmith
1568 Quarrier St.
Charleston 25311

 This email has been checked for viruses by Avast antivirus software.
www.avast.com

Sizemore, Joe M

From: Michael Klausing <mike_klausing@hotmail.com>
Sent: Wednesday, July 29, 2015 12:34 PM
To: DEP Comments
Subject: Aboveground Storage Tank Comments

I want my water supply protected through **STRONG** regulations of aboveground storage tanks, and I want the rule to:

1. Not weaken standards for tanks or relax timelines for enforcement;
2. Provide an opportunity for public notice and comment on amendments to permits and plans before a tank is excused from the Act's requirements;
3. Establish registration fees that adequately fund and staff the program; and
4. Increase bond amounts so that they cover potential liability of a tank failure.

Given our experience of 2013, we must do no less.

Thank you for considering my comments.

Sincerely,

Michael L. Klausing
624 Cross Lanes Dr Apt 11
Nitro WV 25143-1156

Sizemore, Joe M

From: Jeffry Iliff <pfpjeff@gmail.com>
Sent: Wednesday, July 29, 2015 9:54 AM
To: DEP Comments
Subject: Above Ground Storage Tank Comments

To WVDEP,

I am sending this e-mail today because I want my water supply protected through strong regulations of above ground storage tanks. As a local watershed member and someone who needs a safe supply of drinking water, I encourage you to do whatever you can to protect our water sources that are near these toxic tanks. The issues that I hope to see addressed by any new rule would be that it:

1. Not weaken standards for tanks or relax timelines for enforcement;
2. Provide an opportunity for public notice and comment on amendments to permits and plans before a tank is excused from the Act's requirements;
3. Establish registration fees that adequately fund and staff the program; and
4. Increase bond amounts so that they cover potential liability of a tank failure.

Thank you for reviewing my comments,
Jeff Iliff, Sleepy Creek Watershed Association, Warm Springs Run Watershed Association, WV Rivers Coalition

Sizemore, Joe M

From: Maya Iliff <mayailiff@gmail.com>
Sent: Wednesday, July 29, 2015 3:09 PM
To: DEP Comments
Subject: Above Ground Storage Tank Comments

To WVDEP,

I am sending this e-mail today because I want my water supply protected through strong regulations of above ground storage tanks. As a someone who needs a safe supply of drinking water, I encourage you to do whatever you can to protect our water sources that are near these toxic tanks. The issues that I hope to see addressed by any new rule would be that it:

1. Not weaken standards for tanks or relax timelines for enforcement;
2. Provide an opportunity for public notice and comment on amendments to permits and plans before a tank is excused from the Act's requirements;
3. Establish registration fees that adequately fund and staff the program; and
4. Increase bond amounts so that they cover potential liability of a tank failure.

My name is Maya Iliff (as you probably saw from my email address) and I will be a junior in high school this fall. I am an Envirothon student, so I get up close and personal with West Virginia's waterways during training and competition. They are very special to me because I think that they're beautiful, and I'm fascinated with the wildlife that lives in them. But the most fundamental reason why I love our waterways is that they supply me and the people that I love with water. Which we need. Like, we need it to live. There can never be another instance wherein our ability to access clean water is compromised. I am flabbergasted that it ever happened in the first place. Don't think of tightening these laws as "Saving waterways." Think of it as saving your right to drink water, run a hot bath, and wash your hands after using the bathroom—without having to think twice. Thank you for reviewing my comments,
Maya Iliff

Sizemore, Joe M

From: MLickert <mar3356@citynet.net>
Sent: Thursday, July 30, 2015 7:48 PM
To: DEP Comments
Subject: Aboveground Storage Tank Comments

Please do the following:

- Not weaken standards for tanks or relax timelines for enforcement;
- Provide an opportunity for public notice and comment on amendments to permits and plans before a tank is excused from the Act's requirements;
- Establish registration fees that adequately fund and staff the program; and
- Increase bond amounts so that they cover potential liability of a tank failure.

Thank you for your time.

Mary L.

Fowler, Ruth Ann

From: George Little <george.wilbur.little@gmail.com>
Sent: Wednesday, July 29, 2015 6:14 AM
To: DEP Comments
Subject: Aboveground Storage Tank Comments

It is extremely important to me that not just my water supply, but the water supply of all West Virginians is protected by strong regulations of above ground storage tanks. The rules should not weaken the standards for tanks or even consider relaxing the time lines for enforcement. If anything, the rules have not been timely enough. There should absolutely be an opportunity for public notice and comment on any amendments to permits and plans before a tank is excused from the Act's requirements. And to make absolutely certain the program works AS IT SHOULD, registration fees that adequately fund and staff the program should be established and bond amounts should be increased to insure they cover potential liability of a tank failure. It is not time to start weakening diligence on protecting our water from above ground storage tank risks... if anything it is time to make certain what we need is established and clearly enforced.

Thank you,

George W. Little
307 Hillside Pass
Frankford, WV 24938
304-645-4705

Sizemore, Joe M

From: buybook <buybook@earthlink.net>
Sent: Thursday, July 30, 2015 7:19 AM
To: DEP Comments
Subject: Storage Tank Rule Changes

Dear Sirs:

I want West Virginia's water completely protected rather than the marginal or under protection you are considering.

I oppose weakening above ground tank rules.

I support public hearings for exception to current tank rules.

I support establishing adequate registration fees and bonds to cover tank accidents and provide enforcement staff for regulations.

Bert Lustig, 3476 Mauzy Rd, Berkeley Springs, WV 25411

Fowler, Ruth Ann

From: Patti Miller <panoramaatp@gmail.com>
Sent: Tuesday, July 28, 2015 5:48 PM
To: DEP Comments
Subject: Tank Rule

Tank Rule

I want your water supply protected through strong regulations of aboveground storage tanks.

I want the rule to:

1. At a minimum, **don't weaken standards for tanks or relax timelines for enforcement;**
2. Provide an opportunity for **public notice and comment on amendments to permits and plans before a tank is excused from the Act's requirements and require a compelling public need** that would justify an exception that warrants the magnitude of risk being taken.
3. Establish registration fees that **adequately fund and staff the program**
4. **Increase bond amounts so that they COVER potential remediation (not just legal liability) of a tank failure**

Patti Miller
1313 Apple Orchard Circle
Berkeley Springs, WV 25411

Sizemore, Joe M

From: Sizemore, Joe M
Sent: Wednesday, July 29, 2015 1:59 PM
To: Sizemore, Joe M
Subject: FW: Comments on the Water Quality Standards Rule ...

From: dianamullis@aol.com [mailto:dianamullis@aol.com]
Sent: Tuesday, July 28, 2015 7:23 PM
To: DEP Comments <DEP.Comments@wv.gov>
Subject: Comments on the Water Quality Standards Rule ...

To: WVDEP

From: Diana Mullis, 890 Cannon Hill Road, Hedgesville, WV 25427

Subject: Comments on the Water Quality Standards Rule ...

Our State Water Quality Standards set limits for the amount of pollution allowed in our streams. This proposed Rule weakens standards for two toxic pollutants: selenium and aluminum.

1. **I oppose** the proposed **emergency** rule that significantly weakens the aluminum criteria; **there is no emergency** and there is **not enough scientific data to support the change**.
2. **I oppose** the proposed revision to the selenium standard that presents serious challenges to its implementation and enforcement.

I want our water supply protected through strong regulations of aboveground storage tanks and I want the rule to:

1. **Not weaken standards** for tanks or relax timelines for enforcement;
2. **Provide an opportunity for public notice and comment** on amendments to permits and plans before a tank is excused from the Act's requirements;
3. **Establish registration fees** that adequately fund and staff the program; and
4. **Increase bond amounts** so that they cover potential liability of a tank failure.

Thank you for the opportunity to comment.

Diana Mullis

Fowler, Ruth Ann

From: Tom Nagle <tom@statlernagle.com>
Sent: Wednesday, July 29, 2015 7:10 AM
To: DEP Comments
Subject: Aboveground Storage Tanks Need Strong Regulation

Our states rivers are among it most critical resources of any kind. It is the reason we bought our home in Great Cacapon and moved to West Va. As a homeowner on the Cacapon River I want our water supply protected through strong regulations of aboveground storage tanks and that you want the rule to

1. Not weaken standards for tanks or relax timelines for enforcement;
2. Provide an opportunity for public notice and comment on amendments to permits and plans before a tank is excused from the Act's requirements;
3. Establish registration fees that adequately fund and staff the program; and
4. Increase bond amounts so that they cover potential liability of a tank failure

Tom Nagle
362 Fishers Bridge Lane
Great Cacapon, West Virginia
25422

202-841-0970

Sizemore, Joe M

From: Carol Nix <almostnixie@icloud.com>
Sent: Wednesday, July 29, 2015 2:09 PM
To: WV DEP Tank Rules
Subject: Aboveground storage tank rules

I live on a small creek with at least one tank less than 25ft from the shoreline (Boyd's Run). This is a small stream in Preston County that nonetheless supports small fish and has in the past been stocked with trout. I worry about the future health of this stream should the unforeseen catastrophe occur, be it tornado or flood or hurricane or something else. Please make sure that the the proposed regs do not weaken standards for all tanks, even smaller ones, and make sure that an adequate bond is required, in case of tank failure. Of course, all these regulations to protect our water will be useless without the means to enforce them, so the rule should include funding to enforce compliance, and adequate registration fees yearly would accomplish this.

Carol Nix
624 Stony Run
Independence, WV 26374

Sent from my iPad

Sizemore, Joe M

From: Moore, Charity <cmoore85@lakers.mercyhurst.edu>
Sent: Thursday, July 30, 2015 12:16 AM
To: DEP Comments
Subject: Aboveground Storage Tank Comments

To Whom It May Concern:

As a concerned citizen of West Virginia, I urge you to support strong laws and penalties regarding the condition of aboveground storage tanks. I have seen many of these tanks in poor condition and know that even small tanks often cause localized environmental issues, with the potential for large scale disasters. Please protect our water supply and our natural resources! While industries may see inspections and regulations as an inconvenient drain on profits, the long-term health of West Virginians is more important!

Thank you very much for your time,

C. Moore
Morgantown, WV

Sizemore, Joe M

From: Frank J Perruccio <F2JP@cox.net>
Sent: Wednesday, July 29, 2015 1:52 PM
To: DEP Comments
Subject: Above Ground Storage Tank Comments


We need our water supply protected through strong regulations of aboveground storage tanks and that you want the rule to:

1. Not weaken standards for tanks or relax timelines for enforcement;
2. Provide an opportunity for public notice and comment on amendments to permits and plans before a tank is excused from the Act's requirements;
3. Establish registration fees that adequately fund and staff the program; and
4. Increase bond amounts so that they cover potential liability of a tank failure.

Water Quality Standards Rule

Our State Water Quality Standards set limits for the amount of pollution allowed in our streams. This proposed rule weakens standards for two toxic pollutants: selenium and aluminum.

Frank J Perruccio
Surf Dog Computer Services
F2JP@cox.net

 Please consider the environment before printing this email

Sizemore, Joe M

From: jpratt1@aol.com
Sent: Wednesday, July 29, 2015 3:33 PM
To: DEP Comments
Subject: Comments on Tank Rule

Dear People,

I'm writing to comment on the proposed DEP Rule for Aboveground Storage Tanks. I urge you to:

- Not weaken tank standards or enforcement timelines.
- Solicit public comments on amendments to permits and plans prior to exempting a tank from the requirements.
- Collect registration fees that adequately fund and staff the program.
- Increase bond amounts so they cover the potential liability of tank failure.

Thanks for your consideration of these comments.

Julie Pratt
104 Buckhorn Road
Charleston, WV 25314

Above Ground Storage Tanks "AST's" with TENORM in them.

TENORM is the common acronym for Technologically Enhanced Naturally Occurring Radioactive Materials. I am here to talk about TENORM in oil & gas production AST's .

In states where they actually *PROMOTE A HEALTHY ENVIRONMENT* instead of using that slogan as a propaganda tool to cover up for industrial excesses, the average cost to dispose of TENORM waste is well over \$400.00 per barrel plus hauling expenses. Here, they're encouraged to dump it casually into public landfills.

Recently the State of Pennsylvania summarized its 24 month TENORM study with this caution: As long as industry handles it properly, TENORM won't be a problem. So Pennsylvania's Department of Environmental Protection is now charged with making certain that industry operators properly identify, transport, and dispose of TENORM waste. Pennsylvania has stepped up to regulate TENORM because the EPA cannot, due to loopholes in Federal law.

Not so in West Virginia. Here, as in PA, TENORM is defined in law, but here it is totally ignored by regulators. Unfortunately, EPA Region 3 local officials have chosen to not require our regulators to enforce our own TENORM regulations.

There are actually two WV agencies charged with the primary responsibility of seeing to it that workers and the public aren't harmed by excessive radioactive waste, but neither have stepped up in any meaningful way. The DEP and the DHHR.

Instead of requiring proper identification of the waste from hydrofracking at the wellhead and tracking it to its final disposition, which would indeed go far to promote a healthy environment, our regulators simply ignore the threat of TENORM.

Recently the DEP encouraged the dumping of sludge from setting ponds dredged from a Fayette County Class II injection well into a public landfill in Raleigh County. How radioactive was that sludge? We don't know exactly because the DEP encouraged the contractor to excavate, haul, and dump without measuring for radioactivity. In its 2008 study the International Association of Oil & Gas Producers estimated that type of sludge having as high as 5,000 times normal background radiation.

We can assume that it was radioactive because the injectate in the well AFTER the radionuclides were settled out was over 40 times the amount allowed in all other classes of West Virginia waste wells. Again, Class II wells enjoy an exemption from Federal regulations. So instead of taking responsibility for the hazard posed by TENORM, West Virginia regulators simply chose to passively ignore State regs. Consequently, that sludge will be leaching untold amounts of radioactive particles into Raleigh County's environment from now on.

THAT's how much the DEP cares about "promoting a healthy environment"!

There are a number of large above ground storage tanks at every Class II injection well site. According to EPA estimates there are as many as seven hundred Class II wells across West Virginia.

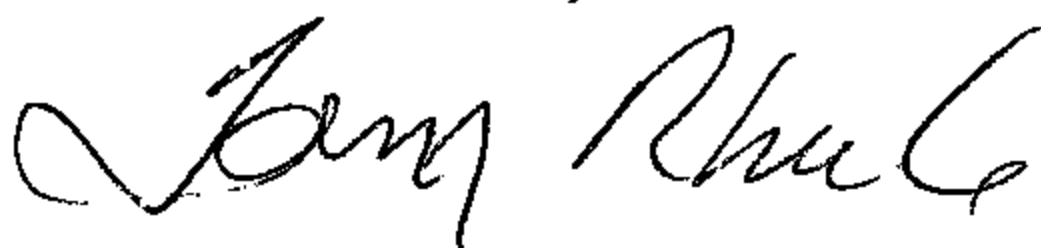
So, what about the TENORM in all those storage tanks? No one in West Virginia has ever been required to measure that. Unfortunately, under the current proposal, no one ever will.

At the aforementioned Fayette County site, there are a number of large so-called "brine" storage tanks. If you travel through Frackistan, which is what the people of Doddridge and surrounding counties now call where they live, you'll also see tank farms on well pads holding brine, which, by the way, is DEP slang for the wastewater from fracking. But don't be fooled, because they aren't for grandma's dill pickles. They contain frack waste that settles inside the tanks, and form a sludge.

So what about the TENORM in the storage tanks? What do operators do with the tons of sludge that forms in all those tank bottoms? How does the DEP make certain that it doesn't end up in your favorite fishing hole?

Currently it does not, although in other states with agency officials who actually do "promote a healthy environment", similar tanks require a licensed expert to certify that the sludge safely removed, then hauled away to be dumped in an appropriate place.

Tom Rhule
Charleston, WV



Sizemore, Joe M

From: Pam Ruediger <pjrueidiger@yahoo.com>
Sent: Thursday, July 30, 2015 10:22 AM
To: DEP Comments
Subject: Aboveground storage tank comments

CLEAN WATER IS LIFE!! I expect you to set the following as MINIMAL standards to protect the OWNERS of water in WV - the PEOPLE!

1. Not weaken standards for tanks or relax timelines for enforcement;
2. Provide an opportunity for public notice and comment on amendments to permits and plans before a tank is excused from the Act's requirements;
3. Establish registration fees that adequately fund and staff the program; and
4. Increase bond amounts so that they cover potential liability of a tank failure.

MOST SINCERELY,
Pam Ruediger
64 Weeping Willow Run
Parsons WV 26287

Sent from my iPhone

Fowler, Ruth Ann

From: Steve Runfola <stevenrunfola@gmail.com>
Sent: Wednesday, July 29, 2015 6:03 AM
To: DEP Comments
Subject: Above ground Storage Tank Comments

Hello:

I am a WV resident with the following comments on Above ground storage tanks:

1. Please do not weaken standards for tanks or relax timelines for enforcement;
2. Please Provide an opportunity for public notice and comment on amendments to permits and plans before a tank is excused from the Act's requirements;
3. Please Establish registration fees that adequately fund and staff the program; and
4. Please Increase bond amounts so that they cover potential liability of a tank failure.

Thank you
Steve Runfola
45 Park Ridge Dr
Morgantown, WV. 26508
304-291-0770

Sizemore, Joe M

From: Ned Savage <nedsavage@gmail.com>
Sent: Wednesday, July 29, 2015 4:43 PM
To: DEP Comments
Subject: Aboveground Storage Tank Comments

To whom it may concern,

I want my water supply protected through strong regulations of aboveground storage tanks. I want the rule to:

1. Not weaken standards for tanks or relax timelines for enforcement;
2. Provide an opportunity for public notice and comment on amendments to permits and plans before a tank is excused from the Act's requirements;
3. Establish registration fees that adequately fund and staff the program; and
4. Increase bond amounts so that they cover potential liability of a tank failure.

Thank you for your consideration of my comment.

Yours,
Edward Savage
PO Box 115
Thomas WV 26292
540-520-4154

Sizemore, Joe M

From: marykscott02@aol.com
Sent: Wednesday, July 29, 2015 3:56 PM
To: DEP Comments
Subject: Above ground storage tanks

Water is an absolute necessity...for all life. Please be mindful of what our natural resources mean to us!

Sent from my Verizon 4G LTE Tablet

Fowler, Ruth Ann

From: sentra25314@yahoo.com
Sent: Wednesday, July 29, 2015 5:57 AM
To: DEP Comments
Subject: Above ground storage tanks

Do not allow weakening of above ground storage tank laws. Strengthen these laws to protect our water instead of allowing industries to continue to poison our water.

Sizemore, Joe M

From: danny slone <dannyleeslone@gmail.com>
Sent: Wednesday, July 29, 2015 7:13 PM
To: DEP Comments
Subject: AST Comments

I think that if you have manifolded tanks, and their combined capacity is 50,000 gallons or more, they should be considered level 1 tanks.

Leslie Slone

Sizemore, Joe M

From: xkatwalkx@aol.com
Sent: Wednesday, July 29, 2015 7:36 PM
To: DEP Comments
Subject: Re: Above Ground Storage Tanks

I want OUR water supply protected through strong regulations of above ground storage tanks and want the rule to:

1. Not weaken standards for tanks or relax timelines for enforcement;
2. Provide an opportunity for public notice and comment on amendments to permits and plans before a tank is excused from the Act's requirements;
3. Establish registration fees that adequately fund and staff the program; and
4. Increase bond amounts so that they cover potential liability of a tank failure.

THIS IS THE VERY LEAST THAT THE DEPARTMENT OF ENVIRONMENTAL PROTECTION CAN DO TO KEEP OUR WATER SAFE.

KATHRYN A. STONE
26 BIRCH TREE LANE
CHAS., WV 25314
Tel: (304) 342-1161

Fowler, Ruth Ann

From: Zimajunkie@aol.com
Sent: Tuesday, July 28, 2015 6:33 PM
To: DEP Comments
Subject: Aboveground Storage Tank Comments

I wanted to make known that I

1. Oppose the proposed emergency rule that significantly weakens the aluminum criteria; there is no emergency and not enough scientific data to support the change.
2. Oppose the proposed revision to the selenium standard that presents serious challenges to its implementation and enforcement.

I do want the water supply protected through strong regulations of aboveground storage tanks and that I want the rule to:

1. Not weaken standards for tanks or relax timelines for enforcement;
2. Provide an opportunity for public notice and comment on amendments to permits and plans before a tank is excused from the Act's requirements;
3. Establish registration fees that adequately fund and staff the program; and
4. Increase bond amounts so that they cover potential liability of a tank failure.

Thank you for your consideration.
Ilene Sussman

Sizemore, Joe M

From: Natalie Thompson <natalie@ohvec.org>
Sent: Thursday, July 30, 2015 11:32 AM
To: DEP Comments
Subject: Aboveground Storage Tanks
Attachments: Natalie Thompson.vcf

Good Morning,

Please consider the following requests concerning Rule 47 CSR 63. Water will be our number one resource (if it is protected) in WV when our future generations no longer have fossil fuels to supplement our ever weakening economy. Our beautiful rivers and subsequent water supply should be protected through strong regulations of aboveground storage tanks. I believe there is a huge lag in enforcement, implementation and resources for this program.

1. Do not weaken standards for tanks or relax timelines for enforcement
2. Do provide an opportunity for public notice and comment on amendments to permits and plans before a tank is excused from the Act's requirements
3. Do establish registration fees that adequately fund and staff the program
4. Do increase bond amounts so that they cover potential liability of a tank failure

Thank you for taking these concerns into consideration,

Natalie

Natalie Thompson
Ohio Valley Environmental Coalition
Project Coordinator

304-521-0246
304-222-3208
natalie@ohvec.org



Please Consider the Environment Before Printing

Fowler, Ruth Ann

From: gawalsh@frontiernet.net
Sent: Tuesday, July 28, 2015 7:53 PM
To: DEP Comments
Subject: Aboveground Storage Tank Comments

Mr. Sizemore,

As a lifelong resident of West Virginia, I wish to express my concern for proposed revisions to our West Virginia Water Quality Standards.

Protection of our water supply of above-ground storage tanks can only happen through strong regulations. Any change to the rules that may relax timelines for enforcement or weaken standards needs to be avoided.

Throughout the years, I have followed news articles and testimonials by WV residents with proof of personal health and in their communities where the environment has been compromised because follow-up in keeping the health of the land was not held in check. Evidence is everywhere, as anyone who drives through the state can see, that we're not doing all that we can to protect our waterways and land.

Specifically, aluminum in any form is toxic in our streams---the proposed revision to the aluminum standard ignores the existence of this. The proposed revision to the selenium standard leaves both human life and our aquatic life open to health issues.

Please strongly consider the future of the health of our state lands and waterways as these revisions are being proposed. We no longer live in the 20th century where we ignored what big industry did to our environment. It's time to take a lead and think of the health of our state population. Those who reap the wealth of our resources need to be the ones to protect it for future generations.

This isn't an option--it's your duty.

Anna Mary Walsh
254 Chandler Drive
Shepherdstown, WV 25443

"Attitude is everything. It motivates action, which increases productivity and improves morale, which perpetuates a positive attitude." -- Robert Urich

Sizemore, Joe M

From: Chuck Wrostok <wyro@appalight.com>
Sent: Thursday, July 30, 2015 4:54 PM
To: DEP Comments
Subject: Aboveground Storage Tank Comments

Dear DEP staff:

Please accept my comments on the proposed rule that will govern the registration, standards, and inspections of Aboveground Storage Tanks.

I believe it's vital that our water supply be protected through strong regulations of aboveground storage tanks and that I want the rule to:

1. Not weaken standards for tanks or relax timelines for enforcement;
2. Provide an opportunity for public notice and comment on amendments to permits and plans before a tank is excused from the Act's requirements;
3. Establish registration fees that adequately fund and staff the program; and
4. Increase bond amounts so that they cover potential liability of a tank failure.

Thank you for the opportunity to comment.

Sincerely,

Chuck Wrostok

230 Griffith Run
Spencer, West Virginia 25276
T: 304 927 2978



This email has been checked for viruses by Avast antivirus software.
www.avast.com