

08.09-08/13/93-00749



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION II

JACOB K. JAVITS FEDERAL BUILDING

NEW YORK, NEW YORK 10278-0012

13 Aug 1993

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

WARNING LETTER

Captain Bruce Roulstone
Commanding Officer
U.S. Naval Station Roosevelt Roads
Ceiba, Puerto Rico 00635

Dear Captain Roulstone:

This Warning Letter is issued under the authority of Subtitle I, Regulation of Underground Storage Tanks, of the Resource Conservation and Recovery Act of 1976 (hereinafter "RCRA"), 42 U.S.C. §§ 6901, 6991e.

Pursuant to RCRA, the U.S. Environmental Protection Agency (EPA) promulgated regulations on September 23, 1988 and on October 26, 1988, governing the activities of owners and operators of underground storage tanks ("USTs"). 53 Fed. Reg. 37,082 (Sept. 23, 1988) and 53 Fed. Reg. 43,322 (Oct. 26, 1988). These regulations, Technical Standards and Corrective Action Requirements for Owners and Operators of Underground Storage Tanks ("the UST regulations"), are published in 40 C.F.R. Part 280. They became effective on December 22, 1988.

On or about October 27 of 1992, a duly-authorized representative of EPA conducted an inspection of your facility located at Roosevelt Roads to determine compliance with the requirements of the federal underground storage tank (UST) program. During the inspection, EPA noted the following violation at the facility:

Failure to permanently close or upgrade a temporarily closed tank system after 12 months as required by 40 C.F.R. § 280.70(c).

You are required to bring your facility into compliance with the requirements noted above. To avoid further enforcement for the above-cited violation, you must submit, within 30 days of receipt of this letter, certification that the violation has been corrected, including a description of the actions taken and the date the violation was corrected.

You must submit this certification within 10 days of correction of the violation.

Any failure to comply with the UST regulations may subject your Agency to the applicable enforcement provisions of RCRA.

If you have any questions regarding this matter, please contact Mr. Dit Fai Cheung at (212) 264-3384.

Sincerely,


Constantine Sidamon-Eristeff
Regional Administrator

cc: Katherine Batista, Chief
Underground Storage Tank Programs
Puerto Rico Environmental Quality Board